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PROCEEDINGS

OF THE

SELECT STANDING COMMITTEE

ON

RAILROADS, CANALS, AND TELEGRAPH LINES;

TOGETHER WITH

MINUTES OF EVIDENCE.

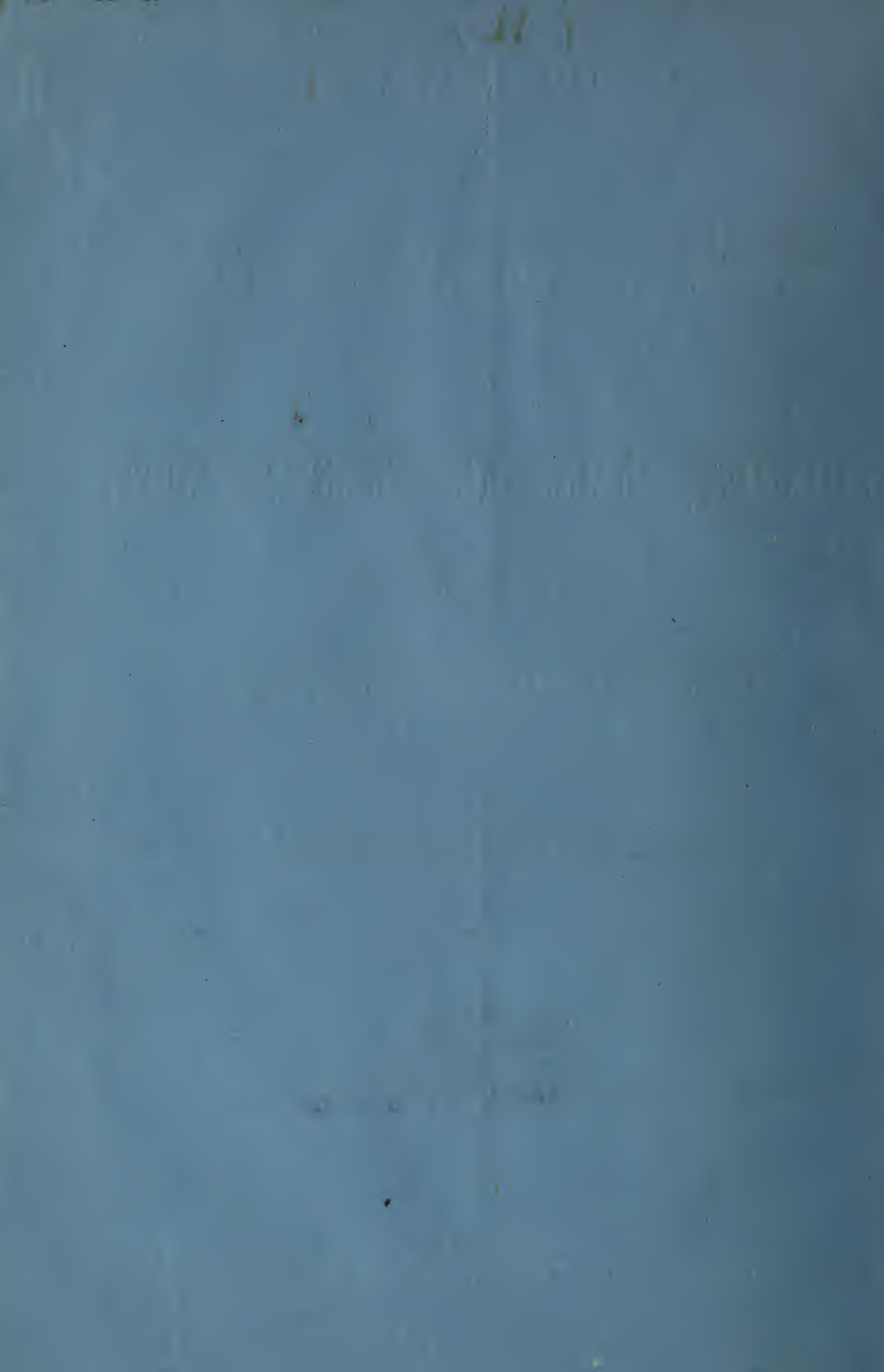
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TORONTO:

PRINTED BY JOHN LOVELL, CORNER OF YONGE AND MELINDA STREETS.

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LEGISLATIVE ASSEMBLY,

FRIDAY, 26th February, 1858.

Resolved,—That Select Standing Committees of this House for the present Session be appointed for the following purposes :—

1. On Privileges and Elections.
2. On Expiring Laws.
3. On Railways, Canals and Telegraph Lines.
4. On Miscellaneous Private Bills.
5. On Standing Orders.
6. On Printing.
7. On Contingencies.
8. On the Public Accounts ;

which said Committees shall severally be empowered to examine and enquire into all such matters and things as may be referred to them by the House, and to report from time to time their observations and opinions thereon, with power to send for persons, papers and records.

FRIDAY, 19th March, 1858.

Ordered, That the

HON. MR. ATT'Y GEN'L MACDONALD,
HON. MR. ATT'Y GEN'L CARTIER,
HON. MR. J. S. MACDONALD,
HON. MR. LEMIEUX,
HON. MR. CAUCHON,
HON. MR. HARWOOD,
HON. MR. TERRILL,
MR. BROWN,
MR. MORRISON,
MR. BELLINGHAM,
MR. BUREAU,
MR. MACLEOD,
MR. DORION,
MR. DALY,
MR. BABY,
MR. FOLEY,
MR. SIMARD,
MR. BURTON,
MR. W. F. POWELL,
MR. MCMICKEN,
MR. TURCOTTE,
MR. FERRES,
MR. CHRISTIE,
MR. CONNOR, and
MR. D. A. MACDONALD,

do compose the said Committee on Railways, Canals, and Telegraph Lines.

Attest,

W. B. LINDSAY, Clk. Assy.

Clerk,

THADDEUS PATRICK, Esq.

ORDER OF REFERENCE.

MONDAY, 12th April, 1858.

Ordered,—That the Quorum of the said Committee be reduced to nine members.

WEDNESDAY, 28th April, 1858.

Ordered,—That the Bill to remove all doubts relative to the manner of constructing Gates on Lands intersected by Railways, and to facilitate the communication therewith to parties concerned, be referred to the said Committee.

FRIDAY, 30th April, 1858.

Ordered,—That the Petition of *Thomas G. Hurd* and others, in relation to the *Galt* and *Guelph* Railway, be referred to the said Committee.

MONDAY, 31st May, 1858.

Ordered,—That the following Bills be referred to the said Committee :

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|---|--|
| [Reported, 8th June, 1858.]
Amended.
(1st Report.) | Bill (No. 49) to change the name of the <i>North Shore</i> Railway, and <i>St. Maurice</i> Navigation Company. |
| [Reported, 23th June, 1858.]
Amended.
(8th Report.) | Bill (No. 58) to amend the Charters and Acts of the amalgamated Company called "The Great South-Western Railway Company," and alter the line of route. |
| [Reported, 24th June, 1858.]
Amended.
(7th Report.) | Bill (No. 60) to amend the Acts of incorporation of the Great Western Railway Company. |
| [No Report.] | Bill (No. 83) to incorporate a Company for the construction of a Railway between the <i>Niagara</i> and <i>Detroit</i> Rivers, and for other purposes therewith connected. |

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- | | |
|---|---|
| [Reported, 10th June, 1858.]
Amended.
(3rd Report.) | Bill (No. 84) to incorporate a Company for constructing a Tram or Railroad from <i>Colborne</i> to <i>Marmora</i> . |
| [Reported, 8th June, 1858.]
Amended.
(1st Report.) | Bill (No. 91) to incorporate the <i>Presqu' Isle</i> and <i>Marmora</i> Railway Company. |
| [Reported, 10th June, 1858.]
Amended.
(3rd Report.) | Bill (No. 105) to amend the Acts relating to the Grand Trunk Railway Company of Canada. |
| [Reported, 10th June, 1858.]
Without amendment.
(3rd Report.) | Bill (No. 106) to enable the Grand Trunk Railway Company to erect a Bridge at <i>Sarnia</i> . |
| [Reported, 28th June, 1858.]
Amended.
(8th Report.) | Bill (No. 136) to empower <i>James Pearson</i> to construct a Rail or Tramway to connect a stone quarry with the Grand Trunk Railway at <i>Georgetown</i> . |
| [Reported, 10th June, 1858.]
Amended.
(3rd Report.) | Bill (No. 139) to amend the Act incorporating the International Bridge Company, (and the Resolution agreed to on the 17th instant, in respect of tolls to be levied by the said Company, referred to the Committee, with an instruction to incorporate the same with the Bill). |
| [Reported, 11th June, 1858.]
Amended.
(4th Report.) | Bill (No. 142) to incorporate the <i>Marmora</i> and <i>Belleville</i> Railway Company. |
| [Reported, 28th June, 1858.]
Amended.
(8th Report.) | Bill (No. 166) further to amend the Act incorporating the <i>Stanstead</i> , <i>Shefford</i> , and <i>Chambly</i> Railroad Company. |
| [Reported, 10th June, 1858.]
Amended.
(4th Report.) | Bill (No. 172) to amend the Act to incorporate certain persons under the name and style of the <i>Canada</i> North-West Railway Company, by extending the time for commencing and completing the said Railway. |
| [Reported, 17th June, 1858.]
Amended.
(6th Report.) | Bill (No. 174) to vest certain portions of Bathurst Street, in the City of <i>London</i> , in the <i>London</i> and <i>Port Stanley</i> Railway Company, and to facilitate the said Company in the disposal of certain of their real estate. |
| [Reported, 14th July, 1858.]
Amended.
(10th Report.) | Bill (No. 186) to incorporate the North-West Transportation and Land Company. |
| [Reported, 15th June, 1858.]
Without amendment.
(5th Report.) | Bill (No. 189) to extend the Charter of the <i>Brockville</i> and <i>Ottawa</i> Railway Company, and for other purposes. |

FRIDAY, 4th June, 1858.

Ordered,—That Messrs. *Buchanan* and *Galt* be added to the said Committee.

Ordered,—That the following Bills be referred to the said Committee :

[Reported, 9th June, 1858.] Bill (No. 188) from the Legislative Council, intituled,
Amended.
(2nd Report.) “An Act further to amend the Railway Clauses Consolidation Act.”

[Reported, 1st July, 1858.] Bill (No. 158) to enable the *Cobourg* and *Peterborough*
Amended.
(9th Report.) Railway Company to issue preferential bonds, and for other purposes.

TUESDAY, 8th June, 1858.

Ordered,—That the Petition of *Thomas Stinson*, and others, of the City of *Hamilton*, praying that the Bill to amend the Acts relating to the Great Western Railway Company, and all other Petitions on the same subject, be referred to the said Committee.

WEDNESDAY, 9th June, 1858.

Ordered,—That the following Petitions be referred to the said Committee :

Of the Great South-Western Railway Company, for power to change the line of the route of the said Railway,—and all other Petitions for or against the same.

Of *Robert McKinstry*, and others, of *Hamilton*, for an enquiry into the conduct of the Directors of the Great Western Railway Company at the last Election for the City of *Hamilton*.

Of *David White*, of the City of *Hamilton*, (presented this day).

SATURDAY, 12th June, 1858.

Ordered,—That the Petitions of *Albert Lee*, and others, of the Township of *Esquesing*, County of *Halton*,—Of *David Starret*, and others, of the Township of *Esquesing*,—and of *W. H. Boulton*, and others, of the City of *Toronto*, (relative to *Pearson's* Railway Bill,) be referred to the said Committee.

MONDAY, 14th June, 1858.

Ordered,—That the Petition of *W. H. Boulton*, and others, of the City of *Toronto*, relative to the North-West Transportation and Land Company be referred to the said Committee.

FRIDAY, 18th June, 1858.

Ordered,—That the Petition of the Mayor, Aldermen and Commonalty, of the City of *Hamilton*, praying that the Great Western Railway Company may be required to construct a permanent Bridge across the Desjardins Canal, be referred to the said Committee.

MONDAY, 21st June, 1858.

Ordered,—That the Bill (No. 180) to incorporate the River *St. Clair* and *Two Creeks* Ship Canal Company, be referred to the said Committee.

[Reported, 14th July. 1858.]
Amended.
(10th Report.)

WEDNESDAY, 23rd June, 1858.

Ordered,—That the Petitions of *William Davidson*, and others, of the Town of *Berlin*,—Of *George G. Ireland*, and others, of the County of *Waterloo*,—Of *George Todd*, and others, of the City of *Hamilton*,—Of *R. S. Beasley*, and others, of the City of *Hamilton*,—Of *James Evans*, and others, of the City of *Hamilton*,—Of *G. Lee*, and others, of the City of *Hamilton*,—Of *William Cruickshank*, and others, of the City of *Hamilton*,—Of *Robert Hooper*, and others, of the City of *Hamilton*,—Of *James Adams*, and others, of the City of *Hamilton*,—Of *George H. Mills*, Mayor, and others, of the City of *Hamilton*,—Of *J. Faulkner*, of the City of *Hamilton*,—Of *William Hendrie*, and others, of the City of *Hamilton*,—Of *R. C. Briscoe*, and others, of the City of *Hamilton*,—Of *John Dowling*, and others, of the City of *Hamilton*,—Of *Adam Brown*, and others, of the City of *Hamilton*,—Of *W. J. Sunley*, and others, of the City of *Hamilton*,—Of *Richard Morgan*, and others, of the City of *Hamilton*,—Of *William Farmer*, and others, of the City of *Hamilton*,—Of *D. Doty*, and others, of the Village of *Ingersoll*,—Of *Abram A.*

Erb, and others, of the County of *Waterloo*,—Of *J. Cowan*, and others, of the County of *Oxford*,—Of *James Henderson*, and others, of the Village of *Ingersoll*,—Of *Joshua Shants*, and others, of the County of *Waterloo*,—Of *W. Baker*, and others, of the County of *Waterloo*,—Of *G. R. McNamee*, and others, of the Town of *Woodstock*,—Of *Richard Bull*, and others, of the City of *Hamilton*,—praying that the Great Western Railway Company may be compelled to construct a permanent bridge across the *Desjardins* Canal, in order to secure as far as possible the safety of the travelling public, *presented* and *received* and *read* this day, be referred to the said Committee.

SATURDAY, 24th July, 1858.

Ordered,—That the Bill (No. 208) to enable Municipalities holding stock in the *London* and *Port Stanley* Railway Company to have increased representation in the direction of the said Company, be referred to the said Committee :

MONDAY, 9th August, 1858.

Ordered,—That the Bill (No. 232) to amend the Acts relating to the *Ontario*, *Simcoe* and *Huron* Railroad Union Company, and to grant further facilities to the said Company, be referred to the said Committee.

STANDING COMMITTEE

ON

RAILROADS, CANALS AND TELEGRAPH LINES.

PROCEEDINGS OF THE COMMITTEE.

RAILWAY COMMITTEE ROOM,
LEGISLATIVE ASSEMBLY,
Monday, 12th April, 1858.

The Committee met for organization.

PRESENT :

MR. BELLINGHAM,
MR. BUREAU,
MR. BURTON,
Hon. MR. CARTIER,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. DORION,
MR. FOLEY,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
MR. MACLEOD,
MR. W. F. POWELL,
MR. SIMARD,
MR. TURCOTTE.

On motion of Mr. *Bellingham*, the Hon. *George E. Cartier* was chosen Chairman.

The Committee adjourned to the call of the Chair.

Tuesday, 8th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
Hon. MR. CAUCHON,
MR. CHRISTIE,
MR. CONNOR,
MR. FERRES,
MR. FOLEY,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
Hon. MR. J. S. MACDONALD.
MR. MACLEOD,
MR. McMICKEN,
MR. MORRISON,
MR. W. F. POWELL,
MR. SIMARD,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 49) to change the name of the North Shore Railway, and St. Maurice Navigation Company.

The *Preamble* being read was amended as follows :

Page 1, line 3, after "Company" insert "in accordance with the Petition of
" the Directors of the amalgamated Company formed by virtue of the Act herein-
" after mentioned."

Page 1, line 3, after "said" insert "amalgamated."

The said *Preamble* as amended was adopted.

The *first* clause being read,

Mr. *Simard* moved to amend the said clause by inserting in the eleventh line, after "notwithstanding," "and the free grant of a million and a half acres of Land
" provided by the said Act, shall be granted to the said Company in such alternate
" blocks, within the water-shed of the St. Lawrence, as the Governor in Council
" may direct."

On which the Committee divided, and the names being called for were taken down as follows :—

<i>Yeas.</i>	<i>Nays.</i>
MESSRS. BABY, BUREAU, FOLEY, HARWOOD, LEMIEUX, McMICKEN, SIMARD, TURCOTTE,—8.	MESSRS. CONNOR, MACDONALD, J. S.,—2.

So it was carried in the affirmative.

The said clause as amended was adopted.

Ordered, That the following clause A be added to the Bill, and that it do follow the first clause.

(Clause A.)

“ And whereas it is expedient to fix the day upon which the election of the twelve Directors of the said amalgamated Company shall take place ; be it therefore enacted, that from and after the passing of this Act, said election of said twelve Directors of said amalgamated Company shall take place annually on the twenty-eighth day of June, or, should that day be a Sunday or legal holiday, on the following day not being a Sunday or holiday.”

The *second* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(First Report.)

The Committee took into consideration Bill (No. 91) to incorporate the Presqu'isle and Marmora Railway Company.

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows :

Page 1, line 11, expunge the words “ Corporations and Municipalities and Companies, as well Foreign as Provincial.”

The said clause as amended was adopted.

The *second* clause being read was amended as follows :

Page 1, line 30, after "Act" insert "and the several Acts amending the same."

The said clause as amended was adopted,

The *third*, *fourth* and *fifth* clauses were severally read and adopted.

The *sixth* clause being read was amended as follows :

Page 2, line 16, fill up the blank with "six hundred dollars."

Page 2, line 17, expunge "provincial currency."

The said clause as amended was adopted.

The *seventh* clause being read was amended as follows :

Page 2, line 26, fill up the blank with "one hundred and fifty thousand dollars."

Page 2, line 27, expunge "provincial currency."

Page 2, line 28, fill up the blank with "ten."

Page 2, line 31, after "at the" insert "town hall in the."

Page 2, line 32, fill up the blank with "ten."

Page 2, line 34, after "ten" insert "or more."

Page 2, line 37, fill up the blank with "sixteen thousand dollars."

Page 2, lines 37 and 38, expunge "provincial currency."

Page 2, line 47, fill up the blank with "six hundred."

Page 2, line 47, expunge "provincial currency."

Page 2, line 50, fill up the blank with "ten."

The said clause as amended was adopted.

The *eighth* clause being read was amended as follows :

Page 3, line 10, fill up the first blank with "ten" and fill up the second blank with "sixteen thousand dollars in."

Page 3, line 12, fill up the blank with "ten."

Page 3, line 22, fill up the blank with "ten thousand dollars in."

The said clause as amended was adopted.

The *ninth* clause being read was amended as follows :

Page 3, line 31, fill up the blank with "fifty."

Page 3, line 32, after "always" insert "that not less than two hundred thousand dollars of the said capital shall be raised by the issue of shares, and provided also."

The said clause as amended was adopted.

The *tenth* clause was read and adopted.

The *eleventh* clause being read was amended as follows :

Page 3, line 45, fill up the blank with " fifty."

The said clause as amended was adopted.

The *twelfth* and *thirteenth* clauses were severally read and adopted.

The *fourteenth* clause being read was amended as follows :

Page 4, line 7, fill up the blank with " ten."

Page 4, line 10, fill up the blank with " thirty."

Page 4, line 12, expunge " or corporation."

Page 4, line 15, fill up the blank with " ten."

Page 4, line 16, expunge " or corporation."

Page 4, line 19, expunge " or corporation."

The said clause as amended was adopted.

The *fifteenth* clause was read and adopted.

The *sixteenth* clause being read was amended as follows :

Page 4, line 41, fill up the blank with " three."

Page 4, line 42, fill up the blank with " seven."

The said clause as amended was adopted.

The *seventeenth* (and last) clause was read and adopted.

Schedule A was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House
t his day.

(*First Report.*)

Adjourned until eleven o'clock A. M., to-morrow.

Wednesday, 9th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. FERRES,
MR. FOLEY,
HON. MR. HARWOOD,
MR. D. A. MACDONALD,
HON. MR. J. S. MACDONALD,
MR. W. F. POWELL,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 188) from the Legislative Council, intituled, "An Act further to amend the Railway Clauses Consolidation Act."

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows :

Press 1, line 12, after "indirectly" insert "for his own use and benefit."

Press 1, line 13, after "contract" insert "not relating to the purchase of land necessary for the Railway."

Press 1, line 18, expunge the words "for twenty-one days."

Press 1, line 20, after "done" insert "for at least four weeks."

Press 1, line 21, strike out "any contract" and insert "any such contract."

Press 1, line 23, after "Court" insert "of Common Laws or other Court."

The said clause as amended was adopted.

The *second* clause was read and adopted.

The *third* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Second Report.*)

Adjourned until to-morrow at eleven o'clock A. M.

Thursday, 10th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. DORION,
MR. FERRES,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
Hon. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. MORRISON,
MR. W. F. POWELL,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 105) to amend the Acts relating to the Grand Trunk Railway Company of Canada.

The *Preamble* being read was amended as follows :

Page 1 line 31, strike out "aiding" and insert "carrying out."

The *first* and *second* clauses were severally read and adopted.

The *third* clause [present Capital of Company] being read.

Ordered, That the said clause be expunged.

The *fourth* clause [authorized Loan Capital of Company] being read.

Ordered, That the said clause be expunged.

The *fifth* clause being read was amended as follows :

Page 2, line 49, after "one hundred and eleven" insert "and of the Act "twentieth Victoria, chapter eleven."

Page 2, line 49, after "and" insert "bonds together with the preferential "bonds already issued under the authority of those Acts shall constitute a first "charge on the undertaking of the Company in priority of all their existing "charges and shall be."

Page 2, line 49, after "to" insert "all other."

Page 3, line 1, strike out "Act" and insert "Acts."

The said clause as amended was adopted.

The *sixth* clause was read and adopted.

The *seventh* clause being read was amended as follows :

Page 3, line 25, after " bonds " insert " as."

Page 3, line 33, expunge " said."

Page 3, line 34, after " Debentures " insert " issued in aid of the Company " from time to time to the extent of three millions one hundred and eleven thousand five hundred pounds sterling in all."

Page 3, line 36, after " upon the " insert " Stock and."

The said clause as amended was adopted.

The *eighth*, *ninth* and *tenth* clauses were read and adopted.

The *eleventh* clause being read was amended as follows :

Page 4, line 17, strike out " three-fifths " and insert " two-thirds."

Page 4, line 25, after " with " insert " the undertaking of."

The said clause as amended was adopted.

The *twelfth* clause being read was amended as follows :

Page 4, line 46, after " with " insert " either by ferry or otherwise."

Page 4, line 50, add to the clause " subject to the consent of the votes of " two-thirds of the proprietors voting in person or by proxy."

The said clause as amended was adopted.

The *thirteenth* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

The Hon. J. S. Macdonald, Hon. Mr. Harwood and Mr. Bureau, dissenting.

(*Third Report.*)

The Committee proceeded to the consideration of Bill (No. 106) to authorize the Grand Trunk Railway Company of Canada to construct a Bridge over the River St. Clair at Sarnia.

The *Preamble* was read and adopted.

The *first*, *second*, *third*, *fourth*, *fifth*, *sixth* and *seventh* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill without amendment to the House this day.

(*Third Report.*)

The Committee proceeded to the consideration of Bill (No. 9) to remove all doubts relative to the manner of constructing gates on lands intersected by Railways and to facilitate the communication therewith to parties concerned.

The *Preamble* being read,

Mr. *Ferres* moved that the Committee do not now consider the said Bill, but that time should be allowed for the Companies interested to be heard and to produce evidence in relation to the said Bill;

On which the Committee divided, and the names being called for were taken down as follows :

<i>Yeas :</i>	<i>Nays :</i>
MESSRS. CARTIER, Atty. Gen.,	MESSRS. BELLINGHAM,
CHRISTIE,	BUREAU,
CONNOR,	BURTON,
DALY,	HARWOOD,
FERRES,	POWELL, W. F.,—5.
TURCOTTE,—6.	

So it was carried in the affirmative.

Ordered, That the consideration of the said Bill be postponed.

Ordered, That Thursday next be appointed to hear parties in relation to the said Bill.

The Committee proceeded to the consideration of Bill (No. 139) to amend the Act incorporating the International Bridge Company, (and the resolution agreed to on the 17th instant in respect to Tolls to be levied by the said Company, referred to the Committee with an instruction to incorporate the same with the Bill).

The *Preamble* was read and adopted.

The *first* clause was read and adopted.

Ordered, That the following clause A be added to the said Bill, agreeably to the instruction to the Committee of the 17th May last, and that it do follow the second clause.

(*Clause A.*)

“ Whenever the bridge authorized by the said Act shall be completed for the
 “ passage of ordinary trains and carriages, the said Company may erect toll-gates,
 “ fix and collect rates of toll, and make such erections as the Directors may deem
 “ expedient to guard the entrance to the said bridge and prevent persons from
 “ entering upon or passing the same without paying such tolls ; but no greater
 “ tolls than the following shall be charged for entering upon or passing over the
 “ said bridge ; that is to say :—For each foot passenger, *twenty-five cents* ; for each
 “ horse and rider, *fifty cents* ; for each horse and single carriage, *sixty cents* ; and
 “ an addition of *eighteen cents and three-fourths of a cent* for each passenger actu-
 “ ally travelling in such carriage ; for each other passenger the sum of *twenty-five*

“ *cents* ; for each double carriage and two horses, *one dollar*, and *eighteen cents* and *three-fourths of a cent* for each passenger actually travelling therein, and “ *twenty-five cents* for each additional horse attached to such carriage ; for sheep, “ *one and a half cents* per head ; for swine, *two cents* each ; for neat cattle, *six cents* “ per head ; for each horse in droves or in cars, *twelve cents and a half*.”

The *second, third, fourth, fifth* and *sixth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Third Report.*)

The Committee proceeded to the consideration of Bill (No. 84) to incorporate a Company for constructing a Tram or Railroad from Colborne to Marmora.

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows :

Page 1, line 11, expunge the words “ Corporations and Municipalities and “ Companies, as well Foreign as Provincial.”

The said clause as amended was adopted.

The *second* clause being read was amended as follows :

Page 1, line 31, after “ Act” insert “and the several Acts amending the “ same.”

The said clause as amended was adopted.

The *third, fourth* and *fifth* clauses were severally read and adopted.

The *sixth* clause being read was amended as follows :

Page 2, line 21, strike out “ Provincial currency,” and insert “ six hundred “ dollars.”

The said clause as amended was adopted.

The *seventh* clause being read was amended as follows :

Page 2, line 31, strike out “ Provincial currency,” and insert “ one hundred “ and fifty thousand dollars.”

Page 2, line 32, fill up the blank with “ ten.”

Page 2, line 35, before “ Village” insert “ Town Hall in the.”

Page 2, line 36, fill up the blank with “ the.”

Page 2, line 42, strike out “ Provincial currency,” and insert “ sixteen thou- “ sand dollars.”

Page 2, line 52, strike out “ Provincial currency,” and insert “ six hundred “ dollars.”

Page 3, line 3, fill up the blank with “ ten.”

The said clause as amended was adopted.

The *eighth* clause being read was amended as follows :

Page 3, line 16, fill up the blank with "ten."

Page 3, line 17, fill up the blank with "sixteen thousand dollars in."

Page 3, line 18, fill up the blank with "ten."

Page 3, line 28, fill up the blank with "ten thousand dollars in."

The said clause as amended was adopted.

The *ninth* clause being read was amended as follows :

Page 3, line 38, fill up the blank with "six hundred thousand dollars."

Page 3, line 38, strike out "and shares," and insert "such shares."

Page 3, line 38, fill up the second blank with "fifty dollars."

Page 3, line 39, after "Provided always," insert "that not less than two hundred thousand dollars of the said capital shall be raised by the issue of shares ;
"and, provided also."

The said clause as amended was adopted.

The *tenth* clause was read and adopted.

The *eleventh* clause being read was amended as follows :

Page 4, line 2, fill up the blank with "fifty dollars."

The *twelfth* and *thirteenth* clauses were severally read and adopted.

The *fourteenth* clause being read was amended as follows :

Page 4, line 17, fill up the blank with "ten."

Page 4, line 19, fill up the blank with "thirty."

Page 4, line 21, expunge "or corporation."

Page 4, line 24, fill up the blank with "ten."

Page 4, line 25, expunge "or corporation."

Page 4, line 28, expunge "or corporation."

The said clause as amended was adopted.

The *fifteenth* clause was read and adopted.

The *sixteenth* clause being read was amended as follows :

Page 5, line 1, strike out "one year" and insert "three years and to be
"finished within seven years."

The said clause as amended was adopted.

The *seventeenth* (and last) clause was read and adopted.

Schedule A was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House
this day.

(*Third Report.*)

Adjourned until to-morrow at eleven o'clock A. M.

Friday, 11th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. FERRES,
MR. FOLEY,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
Hon. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. McMICKEN,
MR. W. F. POWELL,
MR. SIMARD,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 172) to amend the Act to incorporate certain persons under the name and style of the Canada North West Railway Company by extending the time for commencing and completing the said Railway.

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows :

Page 1, line 11, strike out “ on or before the day of in the year
“ of Our Lord one thousand eight hundred and , and completed within
“ three years from that day ” and insert “ within two years and completed within
“ five years from the passing of this Act.”

The said clause as amended was adopted.

The *second* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Fourth Report.*)

The Committee proceeded to the consideration of the Bill (No. 189) to extend the Charter of the Brockville and Ottawa Railway Company and for other purposes.

The *Preamble* being read.

Geo. Sherwood, Esquire, M. P. P., appeared and addressed the Committee in favour of the said preamble.

W. F. Powell, Esquire, a member of the Committee addressed the Committee against the said preamble.

The Committee deliberated and postponed the consideration of the said Bill until Monday next.

The Committee proceeded to the consideration of Bill (No. 142) to incorporate the Marmora and Belleville Railway Company.

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows:

Page 1, line 38, expunge the words "corporations and municipalities."

The said clause as amended was adopted.

The *second* clause being read was amended as follows:

Page 2, line 6, strike out "as aforesaid" and insert "and the several Acts amending the same."

The said clause as amended was adopted.

The *third* clause was read and adopted.

The *fourth* clause being read was amended as follows:

Page 2, line 22, strike out "in 24,000 shares of twenty-five dollars each," and insert "in 12,000 shares of fifty dollars each."

The said clause as amended was adopted.

The *fifth*, *sixth* and *seventh* clauses were severally read and adopted.

The *eighth* clause being read was amended as follows:

Page 3, line 8, after "Province" insert "and shall not be withdrawn from such Bank or otherwise applied except for the purposes of such Railway or upon the dissolution of the Company."

Page 3, line 16, strike out "twenty-five thousand dollars" and insert "sixteen thousand dollars."

Page 3, line 24, strike out "one hundred and twenty-five pounds currency" and insert "six hundred dollars."

The said clause as amended was adopted.

The *ninth* clause being read was amended as follows :

Page 3, line 36, strike out " one thousand shares " and insert " five hundred shares."

Page 3, line 46, strike out " five hundred shares " and insert " two hundred and fifty shares."

The said clause as amended was adopted.

The *tenth* clause being read was amended as follows :

Page 4, line 3, add to the clause " Provided always, that the portion of the capital to be raised by Bonds, Debentures or Mortgages shall not exceed four hundred thousand dollars."

The said clause as amended was adopted.

The *eleventh* and *twelfth* clauses were severally read and adopted.

The *thirteenth* clause being read was amended as follows :

Page 4, line 21, expunge " or corporation."

Page 4, line 26, expunge " or corporation."

Page 4, line 28, expunge " or corporation."

The said clause as amended was adopted.

The *fourteenth* clause was read and adopted.

The *fifteenth* clause being read was amended as follows :

Page 5, line 1, strike out " two years " and insert " three years."

Page 5, line 2, strike out " five years " and insert " seven years."

The said clause as amended was adopted.

The *sixteenth* (and last) clause and Schedule A were severally read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

Eighth Report.

The Committee took into consideration Bill (No. 186) to incorporate the North-West Transportation and Land Company.

The *Preamble* being read,

The Committee deliberated and postponed its further consideration until Monday next.

Adjourned until Monday, at 11 o'clock, A. M.

Monday, 14th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. BURTON,
MR. CHRISTIE,
MR. CONNOR,
MR. DORION,
MR. FOLEY,
HON. MR. HARWOOD,
HON. MR. ATTY. GENL. MACDONALD,
HON. MR. J. S. MACDONALD,
MR. MCLEOD,
MR. McMICKEN,
MR. W. F. POWELL,
MR. SIMARD,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 58) to amend the Charters and Acts of the amalgamated Company called "the Great South-Western Railway Company," and to alter the line of route.

Ordered, That the Clerk do summon John Mercer, Sheriff of Chatham, Joseph Mercer, of Sandwich; Charles Baby, of Sandwich; Paul J. Salter, of Sandwich; Alexander McClennaghan, of Woodstock; John Ferres, of Colchester; and Charles Elliott, of Sandwich, now at Swords' Hotel, Toronto, to appear before the Committee on to-morrow, and to produce the deed of amalgamation between the late Woodstock and Lake Erie Railway and Harbor Company, and the late Amherstburgh and St. Thomas Railway Company,—the minute book of the Amherstburgh and St. Thomas Railway Company,—the stock book of ditto,—the transfer stock book of ditto, as well as all contracts or agreements for contracts, and all books and papers of the said Company.

Ordered, That the consideration of the said Bill be postponed until to-morrow.

Ordered, That the Bill, No. 189, to extend the Charter of the Brockville and Ottawa Railway Company, and for other purposes, be the first order for to-morrow.

The Committee took into consideration Bill (No. 60) to amend the Acts of Incorporation of the Great Western Railway Company.

The *Preamble* being read,

C. J. Brydges, Esq., Managing Director of the said Company appeared and addressed the Committee in support of the said Bill.

Ordered, That the Deed of Amalgamation be laid before the Committee.

On motion of Mr. *Burton*, the Committee adjourned until to-morrow, at 11 o'clock, A. M.

Tuesday, 15th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
Hon. MR. CAUCHON,
MR. CHRISTIE,
MR. CONNOR,
MR. FERRES,
MR. FOLEY,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
Hon. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. McMICKEN,
MR. TURCOTTE.

The Committee again took into consideration Bill (No. 189) to extend the Charter of the Brockville and Ottawa Railway Company, and for other purposes.

The *Preamble* being read,

Mr. *Bellingham* moved to expunge the word "exclusive," in the second line of the *Preamble*.

On which the Committee divided, and the names being called for, were taken down as follows :

Yeas :
Messrs. BELLINGHAM,
BUREAU,
LEMIEUX,—3.

Nays :
Messrs. BABY,
BROWN,
BUCHANAN,
CONNOR,
FERRES,
HARWOOD,
MACDONALD, J. S.—7.

So it was decided in the negative, and

The *Preamble* being again read, was adopted.

The *first, second, third and fourth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill, without amendment, to the House this day.

(*Fifth Report.*)

The Committee proceeded to the consideration of Bill (No. 60) to amend the Acts of Incorporation of the Great Western Railway Company.

The Preamble was read.

On its adoption, the Committee divided, and the names being called for, were taken down as follows :

Yeas :
Messrs. BABY,
BELLINGHAM,
BROWN,
BUCHANAN,
BUREAU,
CONNOR,
HARWOOD,
MACDONALD,
McMICKEN,
POWELL, W. F.,
TURCOTTE,—11.

Nays :
Messrs. FOLEY,
MACLEOD,—2.

So it was carried in the affirmative, and the Preamble was adopted.

The *First* clause being read was amended as follows :

Page 1, line 19, add to the clause " Provided that such additional share capital shall be authorized at a meeting of the Shareholders to be called for that purpose by the vote of two thirds of such Shareholders present at the meeting, whether by person or by proxy."

The said clause, as amended, was adopted.

On motion of Mr. *Powell*, the Committee adjourned until to-morrow, at 11 o'clock, A. M.

The Hon. Mr. J. S. *Macdonald*, requested the Clerk to issue his summons for the attendance of Arthur *Rankin*, Esq., M. P. P., before the Committee on to-morrow.

Wednesday, 16th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BUCHANAN,
MR. BUREAU,
Hon. MR. CAUCHON,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. FERRES,
MR. FOLEY,
Hon. MR. HARWOOD,
Hon. MR. LEMIEUX,
Hon. MR. ATTY. GENL. MACDONALD,
Hon. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. SIMARD,
MR. TURCOTTE.

The Committee further considered Bill (No. 60) to amend the Acts of Incorporation of the Great Western Railway Company.

The *second* clause being read,

Mr. *Buchanan* moved to amend the said clause by expunging the following :

“ And if the Directors shall think it expedient, such new shares, or any portion or portions of them may be issued with or under a guarantee, whereby the holders thereof shall be guaranteed and secured out of the general revenues of the Company, by way of preferred dividends, and in priority of the ordinary dividends of the Company, such rate of dividends (not exceeding seven pounds per centum per annum on the amount paid up upon such new shares) as the Directors shall fix and determine upon in respect thereto, before or at the time of issuing such new shares or any of them ; but such preferred dividends shall nevertheless be subject and postponed to the payment of the interest on the ordinary or non-convertible bonds, until they shall be converted into stock made or to be made, and issued by the said Company under the stipulations and within the limits for the issue of bonds as prescribed by this Act ; and such preferred or guaranteed dividends shall be payed and payable half-yearly, at the same time as herein provided for the payment of the ordinary dividends of the Company ; Provided always, that the proprietors of any such new shares issued with or under such guarantee shall not be entitled to vote either in the election of Directors, or at general meetings, or otherwise howsoever, or be entitled to any profit or dividend, whether funded or divided, beyond the rate so guaranteed in respect of such new shares.”

On which the Committee divided, and the names being called for, were taken down as follows :

Yeas :
 Messrs. BUCHANAN,
 BUREAU,
 CAUCHON,—3.

Nays :
 Messrs. BABY,
 BELLINGHAM,
 CONNOR,
 DALY,
 MACDONALD, ATTY. GENL.,
 MACDONALD, J. S.,
 McMICKEN,
 MACLEOD,
 SIMARD,—9.

So it was decided in the negative.

The said clause being again read was amended as follows :

Page 1, line 36, strike out “ until they shall be converted into stock,” and insert “ as well as the convertible bonds.”

Page 2, line 7, add to the clause “ and provided also, that the Directors shall not issue preference shares until the authority for the issue shall have been sanctioned by a two-thirds vote of shareholders present by proxy or otherwise at a general meeting specially called for such purpose.”

The said clause, as amended, was adopted on division.

Mr. *Foley*, requested that the Clerk do issue his summons for the attendance before the Committee, of James Morton, Esq., of Kingston, on to-morrow.

On motion of Mr. *Daly*,

The Committee adjourned until to-morrow at 11 o'clock, A. M.

Thursday, 17th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN,

MR. BABY,

MR. BELLINGHAM,

MR. BUREAU,

HON. MR. CAUCHON,

MR. CHRISTIE,

MR. CONNOR,

MR. DALY,

MR. FOLEY,

HON. MR. HARWOOD,

HON. MR. LEMIEUX,

HON. MR. ATTY. GENL. MACDONALD,

HON. MR. J. S. MACDONALD,

MR. MACLEOD,

MR. McMICKEN,

MR. MORRISON,

MR. TURCOTTE.

The Committee took into consideration Bill (No. 174) to vest certain portions of Bathurst Street, in the City of London, in the London and Port Stanley Railway Company, and to facilitate the said Company in the disposal of certain of their real estate.

The *Preamble* was read and adopted.

The *first, second, third and fourth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill without amendment to the House this day.

(*Sixth Report.*)

The Committee further considered Bill (No. 60) to amend the Acts of Incorporation of the Great Western Railway Company.

The *third* clause was read and adopted.

The *fourth* clause being read was amended as follows :

Page 2, line 25, before " Bonds" insert " terminable."

Mr. *Cauchon* moved that the words " and paid" be inserted in the 25th line before " Capital Stock."

On which the Committee divided, and the names being called for, were taken down as follows :

Yeas :
Messrs. BUREAU,
CAUCHON,
CHRISTIE,—3.

Nays :
Messrs. BABY,
BELLINGHAM,
DALY,
HARWOOD,
MACDONALD, ATTY. GENL.,
MACDONALD, J. S.,
MCMICKEN,
MORRISON,
TURCOTTE,—9.

So it was decided in the negative, and the motion was lost.

The said clause, as amended, was adopted.

The *fifth* clause being read was amended as follows :—" Provided always, " that nothing in this clause contained shall be held to alter the present liability " of the Railway to taxation under the assessment laws of Upper Canada."

The said clause, as amended, was adopted.

The *sixth* clause being read was amended as follows :

Page 3, line 3, before " shares" insert " ordinary or non-preferential."

The said clause, as amended, was adopted.

The *seventh* clause being read was amended as follows :

Page 3, line 8, strike out " or the special Act," and insert " or in any Acts " relating to the incorporation of the Great Western Railway Company."

The said clause, as amended, was adopted.

The *eighth* clause being read was amended as follows :

Page 3, line 28, add to the clause " on a payment of a fee of two shillings " and six-pence."

The said clause, as amended, was adopted.

The *ninth* and *tenth* clauses were severally read and adopted.

The *eleventh* clause being read was amended as follows :

Page 4, line 6, after “funds” insert “by way of loan or otherwise.”

Mr. *Bureau* moved that all the words after “unless,” in the eighth line, be struck out, and the following inserted “by virtue of a vote to that end of two-thirds of the shareholders voting in person or by proxy at a general meeting of the shareholders, specially called for that purpose ; and also, approved and confirmed by an order of His Excellency the Governor General in Council.”

Mr. *Bellingham* moved in amendment to the said amendment, that all the words after the word “shareholder” be struck out.

On which the Committee divided, and the names being called, were taken down as follows :

<i>Yeas :</i>	<i>Nays :</i>
MESSRS. BELLINGHAM,	MESSRS. BABY,
CARTIER, ATTY. GENL.,	BUCHANAN,
CONNOR,	BUREAU,
DALY,	CAUCHON,
DORION,	CHRISTIE,
MACDONALD, ATTY. GENL.,	FOLEY,
MACDONALD, J. S.,	HARWOOD,
TURCOTTE,—8.	McMICKEN,
	MACLEOD,—9.

So it was decided in the negative.

Mr. *Foley* moved, in amendment to the original amendment, to add the following :—“ Provided always, that before the said Company shall be allowed so to use its funds as aforesaid, they shall offer, and be obliged to take the shares at their current value on the day of the special meeting, of any shareholders who shall be opposed to such expenditure, and pay such shareholders for the same.”

On which the Committee divided, and the names being called, were taken down as follows :

Yeas :

Messrs. BUCHANAN,
BUREAU,
CHRISTIE,
FOLEY,
SIMARD,—5.

Nays :

Messrs. BABY,
BELLINGHAM,
CARTIER, ATTY. GENL.,
CAUCHON,
CONNOR,
DALY,
DORION,
HARWOOD,
MACDONALD, ATTY. GENL.,
MACDONALD, J. S.,
McMICKEN,
MACLEOD,
TURCOTTE,—13.

So it was decided in the negative.

The original amendment being again read was amended, and is as follows :

Page 4, line 8, after “unless” insert “sanctioned by a vote to that end of
“two-thirds of the shareholders voting in person or by proxy at a general meeting
“of the shareholders specially called for that purpose, and also, approved and
“confirmed by an order of His Excellency the Governor General in Council;
“Provided always, that the power hereby granted shall not be construed so as to
“prevent any other Railway Company from using its funds in providing the same
“connections, and promoting its traffic with Railways in the said United States;
“And provided also, that whenever any other Railway Company shall desire to
“make such connections, the said Great Western Railway Company shall be
“bound to assent to the same on equitable and reasonable terms.”

The said clause, as amended, was adopted.

On motion of Mr. *Turcotte* the Committee adjourned until to-morrow, at 11 o'clock, A. M.

Friday, 18th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BELLINGHAM,
MR. BROWN,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,

MR. CHRISTIE,
MR. DALY,
MR. FERRES,
MR. FOLEY,
HON. MR. HARWOOD,
HON. MR. ATTY. GENL. MACDONALD,
HON. MR. J. S. MACDONALD,
MR. McMICKEN,
MR. W. F. POWELL,
MR. TURCOTTE.

The Committee further considered Bill (No. 60) to amend the Acts of Incorporation of the Great Western Railway Company.

The *twelfth* and *thirteenth* clauses were severally read and adopted.

The *fourteenth* clause being read,

On motion of Mr. Foley,

Ordered, That the following Proviso A. be added to the said clause.

(*Proviso A.*)

“ Provided always, that compensation be made for any damage or injury done to the owners of such trees, woods, lands or forests, to be ascertained and determined as damages to lands are now liable to be adjusted.”

The said clause, as amended, was adopted.

The *fifteenth* clause [Recital. Power to appoint Constables on Railways. Oath to be taken by Constable so appointed. Powers of such Constable] being read,

Ordered, That the said clause be expunged.

The *sixteenth* clause [How such Constables may be dismissed] being read,

Ordered, That the said clause be expunged.

The *seventeenth* clause [Punishment of Constables offending against this Act] being read,

Ordered, That the said clause be expunged.

The *eighteenth* clause [Punishment for assaulting or resisting Constables] being read,

Ordered, That the said clause be expunged.

The *nineteenth* clause [Punishment for breaking open packages, drinking or spilling liquors, &c., on any Railway, &c.,] being read,

Ordered, That the said clause be expunged.

The *twentieth* clause [Proceedings against offenders under this Act, may be according to 16 Vic., c. 178] being read,

Ordered, That the said clause be expunged.

The *twenty-first* clause [Appeal in cases of summary conviction, 13 & 14 Vic., c. 54] being read,

Ordered, That the said clause be expunged.

The *twenty-second* clause [Recital. Occupation of Roads, &c., by the Company confirmed] being read,

H. O'Riley, Esq., appeared as Counsel for the City of Hamilton, and addressed the Committee in relation to the said clause.

Ordered, That the said clause be amended by adding the following :

“ Saving nevertheless, the civil rights and remedies of all parties who may have sustained or shall sustain any damage or injury by reason of obstruction or injury to any such highway ; and nothing herein contained shall be construed to bar or prejudice any party or parties, in or from any remedy at law or in equity in the nature of a civil action or proceeding against the said Company, or other parties, for obstructing or injuring any such highway, but such civil actions and proceedings may be had, taken and prosecuted in the same manner and to the same extent as if this Act had not been passed, but not hereby giving any right which does not now exist ; and provided that nothing herein contained shall affect the private rights, if any, of Charles Hunt, in the Village of Windsor.”

The said clause, as amended, was adopted.

The *twenty-third* clause [Punishment of persons travelling on Railways, and attempting to avoid payment of fares] being read,

Ordered, That the said clause be expunged.

The *twenty-fourth* clause [Persons offending against this Act may be arrested, &c.,] being read,

Ordered, That the said clause be expunged.

Ordered, That the Clerk do issue his summons to Alexis Begue, Esq., President of the Desjardins Canal Company ; R. W. Suter, Esq., Secretary of the said Company ; and the Mayor of Dundas, to appear before the Committee, on Wednesday, the 23rd instant, to be examined in relation to a permanent Bridge being erected by the Great Western Railway Company over the Desjardins Canal.

Ordered, That the further consideration of the said Bill be postponed until Wednesday next.

Adjourned until Tuesday next, at 11 o'clock, A. M.

Tuesday, 22nd June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BUCHANAN,
MR. CHRISTIE,
MR. CONNOR,
MR. FOLEY,
HON. MR. HARWOOD,
HON. MR. ATTY. GENL. MACDONALD,
MR. D. A. MACDONALD,
HON. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. McMICKEN,
MR. MORRISON,
MR. W. F. POWELL.

The Committee further considered Bill (No. 58) to amend the Charters and Acts of the amalgamated Company, intituled, "The Great South-Western Railway Company," and alter the line of route.

Charles *Elliott*, Esq., appeared, and produced the amalgamation deed, which was laid on the table.

W. L. *Smart*, Esq., Secretary of the Great South-Western Railway Company, appeared and addressed the Committee in support of the said Bill.

Hon. Mr. Atty. Genl. *Macdonald*, moved that the consideration of the said Bill be proceeded with.

Hon. Mr. J. S. *Macdonald* moved in amendment, that the consideration of the said Bill be postponed until the stock and transfer books of the Amherstburgh and St. Thomas Railway Company be submitted for inspection to the Committee,

On which the Committee divided, and the names being called for, were taken down as follows :

Yeas :

Messrs. MACDONALD, J. S.,
MACDONALD, D. A.,—2.

Nays :

Messrs. BUCHANAN,
CARTIER, ATTY. GENL.,
CHRISTIE,
CONNOR,
FOLEY,
HARWOOD,
MACDONALD, ATTY. GENL.,
McMICKEN,
MORRISON,
MACLEOD,
POWELL, W. F.,—11.

So it was decided in the negative, and

The main motion was adopted.

The *Preamble* being read, it was amended as follows :

Page 1, line 6, strike out “seventh day of February, 1858,” and insert “eleventh day of February, 1858, a copy of which deed forms Schedule A of this “Act.”

The said *Preamble* as amended was adopted.

The *first* clause, being read, was amended as follows :

Page 1, line 12, strike out “imported into,” and insert “incorporated with.”

Page 1, line 13, strike out “Charter” and insert “Acts.”

The said clause, as amended, was adopted.

The *second* clause being read was amended as follows :

Page 1, line 18, after “and the” insert “Niagara River at or near the.”

Page 1, line 19, after “point” insert “or points.”

The said clause, as amended, was adopted.

The *third* clause being read was amended as follows :

Page 1, line 25, strike out “contract” and insert “liability.”

Page 1, line 26, strike out “by” and insert “for.”

The said clause, as amended, was adopted.

The *fourth, fifth* and *sixth* clauses were severally read and adopted.

The *seventh* clause being read,

Hon. Mr. J. S. Macdonald moved that the said clause be amended by inserting “that it shall not be lawful for the said Company or their Directors to issue

any Bonds or Debentures until at least one third of the subscribed capital shall be paid up.

On which the Committee divided, and the names being called, were taken down as follows :

<i>Yeas :</i>	<i>Nays :</i>
Messrs. MACDONALD, J. S.,	Messrs. BUCHANAN,
MACDONALD, D. A.,	CARTIER, ATTY. GENL.,
McMICKEN,	CHRISTIE,
SIMARD,—4.	CONNOR,
	FOLEY,
	HARWOOD,
	MACDONALD, ATTY. GENL.,
	MORRISON,
	MACLEOD,
	POWELL, W. F.,—10.

So it was decided in the negative,

And the said clause was adopted without any amendment.

The *eighth* clause was read and adopted.

The *ninth* clause being read was amended as follows :

Page 2, line 37, strike out “being” and insert “whether.”

Page 2, line 38, after “or” insert “an.”

Page 2, line 38, strike out “being” and insert “although.”

Page 2, line 40, after “Company” insert “and of being a Director thereof.”

The said clause, as amended, was adopted.

The *tenth* clause being read,

Ordered, That the said clause be postponed until to-morrow.

The *eleventh*, *twelfth*, *thirteenth*, *fourteenth* and *fifteenth* clauses were severally read and adopted.

The *sixteenth* clause being read was amended as follows :

Page 4, line 20, expunge “main through.”

Page 4, line 20, expunge “Haldimand or.”

Page 4, line 21, after “Norfolk” expunge “or” and insert “Haldimand.”

Page 4, line 21, after “to” insert “or near.”

The said clause, as amended, was adopted, subject to an amendment to be proposed by Mr. *McMicken*, as to the works proceeding simultaneously.

The *seventeenth, eighteenth, nineteenth, twentieth* and *twenty-first* clauses were severally read and adopted.

The Committee deliberated and postponed its further consideration until Thursday next.

Adjourned until to-morrow, at 11 o'clock, A. M.

Wednesday, 23rd June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BUCHANAN,
MR. BURTON,
MR. CHRISTIE,
MR. CONNOR,
MR. DALY,
MR. DORION,
MR. FOLEY,
HON. MR. HARWOOD,
HON. MR. LEMIEUX,
HON. MR. ATTY. GENL. MACDONALD,
MR. D. A. MACDONALD,
HON. MR. J. S. MACDONALD,
MR. McMICKEN,
MR. MORRISON,
MR. W. F. POWELL.

The Committee further considered Bill (No. 60) to amend the Acts of incorporation of the Great Western Railway Company, in relation to a permanent Bridge being erected by the Great Western Railway Company, over the Desjardins Canal.

W. *Notman*, Esq., M.P.P., appeared on the part of the Town of Dundas, and addressed the Committee in opposition to the said Bridge being built; also,

Mr. *Bigg* and Mr. *Colman* appeared on behalf of the Desjardins Canal Company, and addressed the Committee, opposing the erection of the said Bridge.

The Committee deliberated.

On motion of the Hon. Mr. Atty. Genl. *Macdonald*, the Committee adjourned until to-morrow, at 11 o'clock, A. M.

Thursday, 24th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BUCHANAN,

MR. BURTON,

MR. CHRISTIE,

MR. CONNOR,

MR. DALY,

MR. FERRES,

MR. FOLEY,

HON. MR. HARWOOD,

HON. MR. ATTY. GENL. MACDONALD,

MR. D. A. MACDONALD,

HON. MR. J. S. MACDONALD,

MR. MACLEOD,

MR. McMICKEN,

MR. W. F. POWELL.

The Committee further considered Bill (No. 60) to amend the Acts of incorporation of the Great Western Railway Company.

The *twenty-second* clause was reconsidered and amended as follows :

Page 7, line 7, before " assent " insert " written."

The *eleventh* clause was reconsidered and amended as follows :

On motion of Dr. Connor,

Page 4, add to the clause as amended the following Proviso.

(*Proviso.*)

" And provided further that the loan of \$750,000 already made by the said Company to the Detroit and Milwaukie Railway Company is hereby declared " to be lawful."

On motion of the Hon. J. S. *Macdonald*,

Ordered, that the following words in Mr. *Bureau's* amendment to the said clause be struck out,

" And also, approved and confirmed by an order of His Excellency the Governor General in Council."

The *second* clause being reconsidered,

Mr. *Buchanan* moved the following Proviso be added :

(*Proviso.*)

“ Provided, that the preference shares authorized in this clause shall not exceed the amount of the loan from the Government, or such part thereof as may not be raised by perpetual debentures.”

Which was lost on division.

The Committee deliberated, and proceeded to the consideration of Bill (No. 166) further to amend the Act incorporating the Stanstead, Shefford and Chambly Railroad Company.

The *Preamble* was read and adopted.

The *first* clause being read was amended as follows :

Page 1, line 15 strike out “ the amount ” and insert “ any part.”

Page 1, line 17, add to the clause “ and if the said half of the said portion of the main line, beginning at the River St. Lawrence, be not completed within three years from the passing of this Act, every such Shareholder shall be thenceforward and forever released and exonerated from all liabilities and obligations arising out of his subscription to the undertaking, and shall be entitled to recover back from the Company all moneys paid on account of such subscription.”

The said clause as amended was adopted.

The *second* and *third* clauses were severally read and adopted.

Ordered, That the following clauses A and B be added to the Bill, and that they do follow the third clause :

(*Clause A.*)

“ Notwithstanding anything in *The Railway Clauses Consolidation Act* contained, any call of money on the respective Shareholders of the said Company may hereafter be made at a less interval than two months from the previous call, provided that thirty days’ notice of every such call be given in such manner as the Directors may deem proper ; and to remove doubts as to the right of Contractors holding shares in the said Company to vote at elections of Directors, it is hereby declared and enacted, That any Contractor on the said road who has agreed or shall hereafter agree to take stock in the said road for any part of the work done or to be done thereon, is and shall be entitled to vote, through the President of the Company as his proxy, and not otherwise, upon all stock subscribed for by such Contractor, so long as he shall not have been declared by a resolution of the Board of Directors to have failed to comply with the conditions of his contract.”

(Clause B.)

“ The Mayor of any Local Municipality liable for the payment of stock in the
“ said Company to the amount of five thousand pounds or upwards, shall be *ex*
“ *officio* one of the Directors of the Company, with all the power now by law
“ exercised by such *ex officio* Directors, whether such stock be held in whole or
“ in part in the name of such Local Municipality, or in the name of the County
“ of which it forms or heretofore formed part.”

The *fourth* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House.

(Eighth Report.)

The Committee resumed the consideration of Bill (No. 60) to amend the Acts of incorporation of the Great Western Railway Company, in relation to a permanent Railway bridge being erected by the Great Western Railway Company over the Desjardins Canal.

The several parties summoned appeared and were heard by the Committee.

The Committee deliberated and,

Ordered, That the following clauses C and D be added to the Bill, and that they do follow the twenty-second clause.

The following clauses C and D were submitted :

(Clause C.)

“ And whereas the construction of a fixed bridge for the passage of trains
“ over the Desjardins Canal, in lieu of the swing bridge now used by the said
“ Company, is desirable, but the construction of such first mentioned bridge is
“ objected to by the Desjardins Canal Company and the Town Council of the
“ Town of Dundas, who allege that their respective interests would suffer thereby ;
“ And whereas the Great Western Railway Company are willing to construct
“ such fixed bridge if the claims and objections of the said Canal Company and
“ Town Council are withdrawn, or if they could be satisfied for such sum as the
“ said Great Western Railway Company deem it right they should pay ; It is
“ therefore enacted that it shall and may be lawful for the said Great Western
“ Railway Company at any time to appoint one arbitrator, and for the said Canal
“ Company to appoint another arbitrator, and for the said two arbitrators to appoint
“ a third abitrator, and it shall be the duty of the said arbitrators to inquire into
“ and settle the amount of money that the said Canal Company and the said
“ Council respectively should in their opinion be paid by the Great Western
“ Railway Company for the construction of the said fixed bridge and for all
“ damage and injury that may in any way be caused thereby ; and the award of
“ the said arbitrators, or any two of them, made of and concerning the premises

“ shall be final and conclusive ; and upon payment of the amounts awarded it
 “ shall and may be lawful for the said Great Western Railway Company to make,
 “ place, construct and erect such fixed bridge, and thereafter forever to hold,
 “ uphold, continue and replace the same as occasion may require for the purposes
 “ of their Railway ; Provided always that if the said Railway Company upon
 “ such terms as may be agreed upon between them and the Governor of this Pro-
 “ vince in Council, shall pay, satisfy or extinguish the amount of any debt or any
 “ part thereof due or to become due by the said Canal Company and the said
 “ Town Council or either of them to the Government of this Province, the amount
 “ of such debt or debts or parts thereof so satisfied or extinguished shall be deemed
 “ and taken to be a payment made by the said Railway Company *pro tanto* on
 “ such award.”

(*Clause D.*)

“ If the Desjardins Canal Company shall not, upon ten days' notice to that
 “ effect, to be given to them by the Great Western Railway Company, appoint an
 “ Arbitrator to act for them and the said Town Council in the premises, it shall be
 “ lawful for the Great Western Railway Company to apply to one of the Judges of
 “ the Court of Queen's Bench or Common Pleas to appoint such Arbitrator ; and
 “ such Judge shall thereupon make such apportionment : And the Arbitrator to be
 “ appointed by such Judge, shall have the same powers, duty and authority, as if
 “ he had been appointed by the said Canal Company ; and in event of disagree-
 “ ment between the two Arbitrators as to the appointment of the third, it shall be
 “ lawful for such two Arbitrators to attend in person before any one of the said
 “ Judges, who shall thereupon name and appoint such third Arbitrator ; and such
 “ third Arbitrator shall have the same powers, duty and authority, as if he had
 “ been appointed by the said two other Arbitrators : Provided always, that nothing
 “ in this Act contained, or in the proceedings to the said arbitration, or the award
 “ contemplated to be made, shall make it obligatory upon the said Great Western
 “ Railway Company to build the said fixed bridge—or to pay or satisfy the
 “ amounts of the said award or any part thereof, or to be liable in any way there-
 “ for, unless they shall build such fixed bridge ; and no right or cause of action
 “ whatever shall accrue upon such award, nor shall the same be in any wise
 “ enforced, unless such fixed bridge shall first be built by the said Great Western
 “ Railway Company : In any event, the fees of the Arbitrators making such award,
 “ shall be paid by the Great Western Railway Company.”

Mr. *Buchanan* moved that the said clause D should be amended by adding the following Proviso.

“ Provided always, that in any award it shall be understood that the sum
 “ of ten thousand pounds paid by the Dundas Corporation for the cut shall be
 “ returned to the said Corporation, and that the Great Western Railway Company
 “ shall forego its claim for any further sum towards that work.”

Which amendment was lost on division.

The said clauses being again read were adopted, and

Ordered, That they do follow the twenty-second clause.

The *twenty-fifth* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Seventh Report.*)

Adjourned until Monday next, at 11 o'clock A.M.

Monday, 28th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,

MR. BROWN,

MR. BUCHANAN,

MR. CHRISTIE,

MR. CONNOR,

MR. FOLEY,

HON. MR. ATTY. GENL. MACDONALD,

MR. D. A. MACDONALD,

MR. MACLEOD,

MR. McMICKEN,

MR. W. F. POWELL,

MR. SIMARD.

The Committee further considered Bill (No. 58) to amend the Charters and Acts of the amalgamated Company called "The Great South-Western Railway Company," and alter the line of route.

The *tenth* clause was reconsidered and adopted.

Mr. *McMicken* moved that the following Proviso be added to the sixteenth clause.

"Provided always, that such Railway shall be proceeded with after or simultaneously with the construction of the line to or near to the Suspension Bridge in the Town of Clifton."

Mr. *Foley* moved to amend the said amendment by striking out the words "after or."

On which the Committee divided, and the names being called for were taken down as follows :—

<i>Yeas :</i>	<i>Nay :</i>
Messrs. BABY,	Mr. McMICKEN,—1.
BUCHANAN,	
CHRISTIE,	
CONNOR,	
FOLEY,	
MACDONALD, ATTY. GENL.,	
MACDONALD, D. A.,	
MACLEOD,	
POWELL, W. F.,—9.	

So it was passed in the affirmative,

And the said clause was adopted with the amendment as amended.

On motion of the Hon. Atty. Genl. *Macdonald*,

Ordered, That the following clause A be added to the Bill, and that it do follow the sixth clause.

(*Clause A.*)

“ The amalgamated Company may require, should they deem it desirable, “ all parties subscribing for stock in the said Company, to pay a deposit of not “ more than ten per cent. thereon ; the amount of such deposit shall be decided “ by the Board of Directors, and future calls for instalments shall at no one time “ exceed five per cent., nor shall more than one call be made within thirty days.”

On motion of Mr. *Foley*,

Ordered, That the following clause B be added to the Bill, and that it do follow the twentieth clause.

(*Clause B.*)

“ Whereas at the first meeting for the election of Directors of the Amherst-
burgh and St. Thomas Railway Company, held under an Act passed in the
“ nineteenth and twentieth years of Her Majesty’s Reign, intituled, *An Act to alter*
“ *and amend the Charter of the Amherstburgh and St. Thomas Railway Company*,
“ two Boards of Directors were elected by different parties claiming to be share-
“ holders in the said Company ; And whereas the Directors of one of the Boards
“ so elected, subsequently set apart shares in the said Company to the amount of
“ nineteen thousand seven hundred and forty shares of the value of four hundred
“ and ninety-three thousand five hundred pounds, for the purpose of distribution
“ among English capitalists ; And whereas parties for whom such shares were so
“ set apart have refused to accept the benefit of such appropriation, and thereupon

“the new shares so appropriated were resumed by the Directors of the said Board, by whom the same were so set apart, as part of the unsubscribed stock of the late Amherstburgh and St. Thomas Railway Company; And whereas doubts have arisen whether such resumption was effectual in law, and whether the said amount of shares now forms part of the unsubscribed capital of the said amalgamated Company, or whether any claims exist in favor of the said amalgamated Company against all or any of the parties to such appropriation; And whereas it is desirable to remove such doubts: Be it therefore enacted and declared, that the said nineteen thousand seven hundred and forty shares of the value of four hundred and ninety-three thousand five hundred pounds in the late Amherstburgh and St. Thomas Railway Company, so set apart and intended to be appropriated, now form part of the unsubscribed capital of the said amalgamated Company, and the claims of all parties thereto, and the demands of the said amalgamated Company against all parties in respect thereof, are hereby released, extinguished and discharged.”

On motion of Mr. *Foley*,

Ordered, That the following clauses C and D be added to the Bill, and that they do follow clause B.

(*Clause C.*)

“Whereas the interest of the amalgamated Company requires that the Directors elected under this Act, should be untrammelled by any previous engagements or contracts of the late Companies respectively: Be it therefore enacted, that all contracts, if any there be, heretofore entered into with any party or parties for the construction of the whole or any part of the line of railway by the recited Acts, or by this Act authorized to be constructed, shall be and are hereby declared to be cancelled, null and of none effect, and the said amalgamated Company is hereby precluded from letting any contracts for the construction of any part of the line of the railway, until after the first election of Directors to be holden under this Act.”

(*Clause D.*)

“The said Company shall have power, and is authorized in pursuance of any resolution to that effect, adopted at a special general meeting of the Shareholders, duly convened for that purpose, to amalgamate and unite with the Brantford and South-Western Railway Company, or to lease or buy their line of road and appurtenances, or any part thereof, upon such terms and conditions as may be agreed upon by the said Companies; which said amalgamation sale, lease or agreement, the said Brantford and South-Western Railway Company is hereby fully authorized to effect with this Company, upon resolutions to be adopted by a majority of their respective Shareholders, at a special general meeting to be convened for that purpose; Provided always, that all such rights, powers, terms and conditions as shall be set out in the deed of or agreement for

“such amalgamation, lease or purchase, shall alone be binding upon the Companies so amalgamating, leasing, purchasing or selling, and such amalgamation, purchasing or selling, shall not render either Company liable for any consideration, matter or thing beyond the said terms and conditions; and the said Company may extend their line of railway to some point on the Grand Trunk Railway, and all the provisions of the Acts incorporating and relating to the Company, shall apply as effectually as if such extension had been mentioned and described in such Acts.”

The *twenty-second* (and last) clause was read and adopted.

Ordered, That the following Schedule A be added to the Bill and form part thereof.

SCHEDULE A.

THIS INDENTURE, made the Eleventh day of February, in the year of our Lord One Thousand Eight Hundred and Fifty-Eight, Between the Woodstock and Lake Erie Railway and Harbour Company, of the first part; and The Amberstburgh and St. Thomas Railway Company, of the second part:

Whereas, by the Act of the Parliament of this Province, passed in the sixteenth year of Her Majesty's Reign, entitled, “An Act to empower any Railway Company whose Railway forms part of the Main Trunk Line of Railway throughout this Province, to unite with any other such Company, or purchase the property and rights of any such Company; and to repeal certain Acts therein mentioned incorporating Railway Companies,” it was amongst other things enacted, that it should be lawful for any two or more of the Companies formed or to be thereafter formed, for the purpose of constructing any Railway, which should form part of the Main Trunk Line of Railway contemplated by the Legislature in passing the Act of the then last Session of the Provincial Parliament, entitled, “An Act to make provision for the construction of a Main Trunk Line of Railway throughout the whole length of this Province,” to unite together as one Company, or for any one of such Companies to purchase and acquire the property and rights of any one or more of such Companies: And further, that it should be lawful for the Directors of any such Company as aforesaid, to agree with the Directors of any other such Company or Companies, that the Companies they respectively represent should be united as one Company, or that one of such Companies should purchase and acquire the property and rights, and take upon itself all the liabilities of the other or others; and by such agreement to fix the terms upon which such union or such purchase should take place,—the rights which the Shareholders of each Company should possess after such union or purchase, the number of Directors of the Company after such union, and who should be such Directors until the then next election,—the period at which such next election should be held,—the number of votes which the Shareholders of either Company should respectively have thereat,—and the Corporate name of the Company after any such union,—the time when the agreement should take effect,—the By-laws which should apply to the

united Company,—and generally to make all such conditions and stipulations touching the terms upon which such union or purchase should take place, as might be found necessary for determining the rights of the said Companies respectively, and of the Shareholders thereof, after any such union or purchase, and the mode in which the business of the Company should be managed and conducted after any such union.

And whereas, by another Act of the Parliament of this Province, passed in the sixteenth year of Her Majesty's Reign, entitled, "An Act to extend the provisions of the Railway Companies Union Act to Companies whose Railways intersect the Main Trunk Line, or touch places which the said Line also touches," it was amongst other things enacted, that the Act passed in the then present Session of the Parliament of this Province, and entitled "An Act to empower any Railway Company whose Railway forms part of the Main Trunk Line of Railway throughout this Province, to unite with any other such Company, or to purchase the property and rights of such Company; and to repeal certain Acts therein mentioned, incorporating Railway Companies," and all the enactments and provisions therein contained, should extend and apply to and include any Railway Company whose Railway intersects the Main Trunk Line of Railway contemplated by the Legislature in passing the Act of the then last Session of the Provincial Parliament, entitled, "An Act to make provision for the construction of a Main Trunk Line of Railway throughout the whole length of this Province, or touches any city, town, or place which the said contemplated Main Trunk Line of Railway throughout the whole length of this Province," also touches.

And whereas, by the Acts of the Parliament of this Province, passed on the thirteenth day of August, one thousand eight hundred and fifty one, chaptered respectively seventy-three and seventy-four, the Great Western Railway is declared to be and to form part of the said Main Trunk Line of Railway: And whereas the Railways of the said Company, severally and both of them intersect the Great Western Railway, (being part of the said Main Trunk Line) and touch certain towns and places which the said part of the said Main Trunk Line also touches, that is to say, the Town of Woodstock, in the County of Oxford, and the Town of Windsor, in the County of Essex.

And whereas, by another Act of the Parliament, passed on the first day of July, in the year of our Lord one thousand eight hundred and fifty-six, entitled, "An Act to amend and extend the Charter of the Amherstburgh and St. Thomas Railway Company," it was amongst other things provided, that the said last mentioned Company was thereby empowered to unite with any other Railway Company whose Railway should intersect that of the said Company, or should touch a place which their road should also touch, and that to such union the provisions of the said Acts firstly and secondly above referred to should extend and apply: And whereas, the Railways of the said Companies, parties hereto, intersect each other at the Town of St. Thomas, and both touch that place.

And whereas, by the Statute of the said Parliament, passed in the eighteenth year of Her Majesty's Reign, entitled, "An Act to amend the Charter of the

“ Woodstock and Lake Erie Railway and Harbour Company,” it was also enacted amongst other things, that the said Company should have power and was authorized in pursuance of any resolution to that effect adopted at a Special General Meeting of the Shareholders duly convened for that purpose, and by and with the consent of the Municipalities then or thereafter interested in the said Company as Bondholders or Shareholders, or a majority of them signified by resolution to that effect, to amalgamate and unite with any other Railway Company in this Province, or to lease or sell their line of road or any portion thereof, and appurtenances, or the stock thereof, to any such other Railway Company, or to purchase, buy out or lease any other such Railway Company, or the stock thereof, the whole upon such terms and conditions as should be agreed upon, which said amalgamation, purchase, lease or agreement, such other Railway Company was thereby fully authorized to effect with the said Company upon a resolution to be adopted by the majority of the Shareholders of such other Railway Company at a Special General Meeting to be convened for that purpose, and upon the effecting of any such amalgamation, purchase, lease, or agreement, all the rights, privileges and powers of the Company so amalgamated with, leased or purchased by the said the Woodstock and Lake Erie Railway and Harbour Company, or by such other Company so amalgamated with, leased or purchased, should be merged in the said the Woodstock and Lake Erie Railway and Harbour Company, or in such other Company, and should be held and applied by them the Woodstock and Lake Erie Railway and Harbour Company, in their own name or in the name of such other Company, as should be expressed in the Articles or Deed of amalgamation executed by the amalgamating Companies to all intents and purposes, as if the same had been granted originally to the said Company whose name shall be retained and expressed in such articles of amalgamation, and in addition thereto :

And whereas, by another Act of the Parliament of this Province, passed the nineteenth day of June, in the year of our Lord one thousand eight hundred and fifty-six, entitled, “ An Act to amend the Act of Incorporation of the Woodstock “ and Lake Erie Railway and Harbour Company,” it was further provided amongst other things, that if the said Company should amalgamate or unite with any other Company or Companies, as provided in the third Section of the said Act next hereinbefore mentioned, it should not be necessary to retain the name of either of such Companies, but the Companies so amalgamating or uniting might decide and agree upon such name for the amalgamated Companies as they shall please, and should specify or designate such name in the Deed of amalgamation or the agreement to amalgamate or unite, and after such amalgamation or union, such name should be the corporate name of the amalgamated Companies, and under such corporate name they should be invested with and might exercise and enjoy all the rights, powers, privileges, property, benefits and advantages, which otherwise would appertain to the amalgamating Companies, and to all and every of them if such amalgamation had not taken place :

And whereas, the several Municipalities of the Town of Woodstock, the Town of Simcoe, the Township of South Norwich, the Township of North Norwich, the

Township of Windham, and the Township of Woodhouse, are respectively interested in the said the Woodstock and Lake Erie Railway and Harbour Company as Bondholders; and the said Municipalities or a majority of them have, in the terms of the said Act of Parliament passed as aforesaid in the eighteenth year of Her Majesty's Reign, entitled, "An Act to amend the Charter of the Woodstock and 'Lake Erie Railway and Harbour Company,'" consented that the said Company may amalgamate and unite with the said Amherstburgh and St. Thomas Railway Company, and after such amalgamation that the amalgamated Companies may amalgamate and unite with any other Railway Company, on the terms and conditions herein set forth :

And whereas, the said Companies, in pursuance of resolutions to that effect, adopted at Special General Meetings of the Shareholders of the said respective Companies, duly convened for that purpose, have determined and agreed, under and in pursuance of the authority in that behalf, conferred in by and the said several Acts of Parliament hereinbefore mentioned or referred to, and every of them and of all other power and authority with which the said Companies are or may be invested for that purpose, that the said Companies should amalgamate and unite together under and in the name of "The Great South-Western Railway Company, upon the terms and conditions (amongst others) hereafter more fully set forth, and have agreed and determined upon the said name of "The Great South-Western " Railway Company," as and for the Corporate name of the said Companies when amalgamated :

Now this Indenture witnesseth, 1. That the said the Amherstburgh and St. Thomas Railway Company and the Woodstock and Lake Erie Railway and Harbour Company, in pursuance of resolutions to that effect adopted at Special General Meetings of the Shareholders of the said respective Companies duly convened for that purpose, and by and with the consent of the majority of the said Municipalities interested in the said the Woodstock and Lake Erie Railway and Harbour Company as Bondholders, (no other Municipalities being in any way interested in the said Company,) in consideration of the clauses, stipulations and agreements hereinafter contained, and under and in pursuance and in execution of the powers and authority in that behalf granted or conferred in and by the said several Acts of Parliament hereinbefore mentioned or referred to, and of all other powers and authority with which they are or may be invested for that purpose either by Act of Parliament or otherwise, do, and each of them with the other, doth hereby agree to amalgamate and unite together as one Company, (such amalgamation to take effect at the time hereinafter appointed and provided) under and by the name of "The Great South-Western Railway Company"; and they do hereby specify and designate the said name, to wit : "The Great South-Western Railway Company," as and for the Corporate name of the said amalgamated Companies; under which said Corporate name they are hereby invested with, and shall and may exercise and enjoy all the rights, powers, privileges, property, benefits and advantages which otherwise would appertain to the said amalgamating Companies, and to all and every of them, if such amalgamation had not taken place.

2. And whereas, the Capital Stock of each of the said Companies is one million currency; it is hereby declared, determined and agreed that the Capital Stock of the said amalgamated Companies, under the said Corporate name of "The Great South-Western Railway Company," shall be and is hereby fixed and settled at the sum of Two Million Pounds currency, being a sum equal to the combined capital of the said Companies before their amalgamation.

3. And whereas, the shares in the Capital Stock of both the said Companies before the said amalgamation, were twenty-five pounds currency each; and the several Shareholders in the said Companies, by the charters of the said respective Companies, and the several Acts of Parliament amending the same, were each entitled to one vote for each share; it is hereby further determined, declared and agreed that every person or party having stock in the said the Woodstock and Lake Erie Railway and Harbour Company, in shares of twenty-five pounds currency each, immediately before and at the time of said amalgamation, shall, immediately upon and after such amalgamation, be and become Shareholders of an equal number of Shares of the Capital Stock of the said amalgamated Companies; and on the application, in writing, of such person or party, the proper entries shall be made in the Stock Books or Share Registry of the said amalgamated Companies, showing such person or party to be the proprietor of the said Shares; and, on surrendering and yielding up to the Secretary or other proper Officer of the said amalgamated Companies, the Scrip (if any) formerly issued for such Stock or Shares, such person or party shall be entitled to receive the Scrip of such amalgamated Companies for such Stock; and that every person or party having Stock in the said Amherstburgh and St. Thomas Railway Company, immediately before and at the time of the said amalgamation, shall, immediately upon and after such amalgamation, be and become Shareholders in the Capital Stock of the said amalgamated Companies of the like number of shares so previously held in the said Company; and on application, in writing, of such party or person, the proper entries shall be made in the books of the said amalgamated Companies, showing such person or party to be the proprietor of such shares; and on surrendering and yielding up to the Secretary or other proper officer of the said amalgamated Company, the Scrip, (if any) formerly issued for such Stock or Shares, such person or party shall be entitled to receive the Scrip of the said amalgamated Companies for the Stock or Shares to which he may then be entitled, so that the Shares in the Capital Stock of such amalgamated Companies shall be of one uniform amount, and each of such shares shall be of the amount of twenty-five pounds currency.

4. And it is hereby further determined, declared and agreed, that each and every Shareholder of Stock in the said amalgamated Companies, shall be entitled as well in the Election of Directors as upon all other occasions, to one vote, and no more, for each full Share of twenty-five pounds currency held by such Shareholders, whereon ten pounds per centum shall have been paid up; and this provision shall apply as well to Stock or Shares to be subscribed after such amalgamation as aforesaid shall have been effected as to other Stock, provided always, that notwithstanding anything herein contained, no Shareholder shall be entitled to vote

on any Share in respect to which he shall be in arrear for calls made thereon; and if it shall happen that in converting the Stock or Shares held by any Shareholder before the said amalgamation, in either of the said Companies, into even shares of twenty-five pounds currency each, in the Capital Stock of the said amalgamated Companies, there shall remain an integral sum or portion of such Stock of an amount under twenty-five pounds, the proprietor of such Stock shall be entitled to hold the same as an integral portion of a share, and to claim and receive proportionate dividends thereon; but such integral portion of a share shall not entitle the holder thereof to vote by reason or on account thereof, either in the election of Directors or otherwise.

5. And it is hereby further determined, declared and agreed, that aliens as well as British subjects, and whether resident in this Province or elsewhere, may be Shareholders in the said amalgamated Companies; and all such Shareholders shall be entitled to vote on their shares equally with British subjects, and shall also be eligible to office in the said amalgamated Companies.

6. And it is hereby further determined, declared and agreed, that the number of the Directors for such amalgamated Companies (to be elected by the Shareholders) shall be thirteen, who shall elect yearly from amongst themselves a President and Vice-President; and that the Directors of such amalgamated Companies shall, at and after the expiration of the current year, be elected yearly, on the second Tuesday in July in each year, or at such other time and at such place as the Directors for the time being shall, by Resolutions or By-laws, from time to time appoint or direct; and that the first Election of Directors for such amalgamated Companies (by the Shareholders), after the said amalgamation, shall take place on the second Tuesday in January, in the year of Our Lord one thousand eight hundred and fifty-nine, or at such other time as the Directors of such amalgamated Companies, by Resolution or By-law, shall appoint or direct: the current year herein mentioned being the period from the time this agreement is appointed to take effect until the second Tuesday in January, one thousand eight hundred and fifty-nine, inclusive; and the Directors for the time being of the said amalgamated Companies are hereby invested with, and authorized and empowered, after the said amalgamation, to exercise as well in filling up vacancies in their Board and the making of By-laws as in all other matters and things whatsoever, all and every the powers and authority which the Board of Directors of either or both of the said Companies hereby agreeing to amalgamate might or could, before such amalgamation, lawfully exercise; and that in all things touching or concerning the Election of Directors for the said amalgamated Companies not herein provided for, the provisions of the original charter of the said the Amherstburgh and St. Thomas Railway Company, and of the several Acts altering or amending the same, shall govern and be in force.

7. And it is hereby further determined, declared and agreed, that for and during the current year from the time this agreement is appointed to take effect until the second Tuesday in January, one thousand eight hundred and fifty-nine, the fol-

lowing gentlemen shall be Directors of the amalgamated Companies, that is to say : John Mercer, of Chatham ; James G. Wilson, of Simcoe ; George McBeth, of London, M.P.P. ; Paul J. Salter, of Windsor ; John Ferris, of Colchester ; John Smith, of Durham ; Thomas Rae, of Hamilton ; Joseph Berthelot, of Anderton ; Andrew Thompson, of Woodhouse ; Joseph Mercer, of Sandwich ; Alexander McCleneghan, of Woodstock ; John H. Cornell, of South Norwich ; and Charles Baby, of Windsor ; and that after this agreement shall be appointed to take effect, the qualification of a Director in the said amalgamated Companies shall be Stock held in said Companies by each Director to the amount of two hundred and fifty pounds at the least, on which ten per cent. at the least shall have been paid up ; and that a quorum for the transaction of business shall consist of such number of the Directors as shall be fixed by Resolution or By-law of the Board of the amalgamated Companies, and until the number for a quorum shall be so fixed, the quorum shall be composed of a majority of the Directors.

8. And it is hereby further determined, declared and agreed, that such of the By-laws of the said the Woodstock and Lake Erie Railway and Harbour Company as are not inconsistent with the provisions of this agreement, nor with the spirit and object of it, shall be in force and apply to the said amalgamated Companies ; any or all of the said By-laws, however, may be repealed or altered, and other and different ones made, from time to time, by the Directors of the said amalgamated Companies.

9. And it is hereby further determined, declared and agreed, that, immediately on this agreement taking effect, and the amalgamation herein contemplated or agreed upon being accomplished, the said amalgamated Companies shall, and hereby do, under and in the name of "The Great South-Western Railway Company," assume and undertake the performance, payment, and discharge of all the debts, contracts, engagements, and liabilities of both the said Companies hereby agreeing to amalgamate.

10. And it is hereby further determined, declared, and agreed that, in consideration of the clauses, provisions, stipulations, and agreements herein contained, the said Companies hereby amalgamating or agreeing to amalgamate, do, and each of them doth hereby grant, bargain, sell, surrender, assign, transfer, and set over unto the said amalgamated Companies, by and in the corporate name of "The Great South-Western Railway Company," and their successors, all and singular the houses, lands, tenements, hereditaments, premises, railways, harbours, docks, channels, creeks, wharves, piers, buildings, erections, works, ways, waters, franchises, easements, rights, privileges, powers, advantages, goods, chattels, stock, credits, contracts, property, assets and effects whatsoever, which they the Woodstock and Lake Erie Railway and Harbour Company and the Amherstburgh and St. Thomas Railway Company respectively or either of them have, hold, claim, challenge, demand, exercise, use, occupy, possess, or enjoy, or are or may be entitled to : To have and to hold the same to the said amalgamated Companies, by and in the said corporate name of "The Great South-Western Railway Company,"

and their successors forever, from and after the time herein appointed for this agreement to take effect; to be by them at all times thereafter, by and under the said corporate name, had, held, exercised, realized, dealt with, possessed, used, and enjoyed in as full and ample a manner as the said amalgamating Companies respectively, or either of them, could, might, or would be entitled to have, hold, exercise, realize, deal with, possess, use, or enjoy the same, or any part thereof, if the said amalgamation had not taken place or been concluded or agreed upon.

11. And it is hereby further determined, declared, and agreed, that the said amalgamated Companies shall assume and pay to the Provincial Government the amount of sums loaned by the Towns of Woodstock and Simcoe and the Townships of North and South Norwich, Windham and Woodhouse, and shall have power to postpone the construction of the Railway from Woodstock to Port Dover or any portion thereof until the completion of the main line, and until it shall earn sufficient to pay eight per cent. over all expences.

12. And it is hereby further determined, declared, and agreed, that (subject to the condition hereinafter contained) this agreement shall take effect, and the said amalgamation and union be and become complete, effectual, and perfected at one o'clock in the forenoon of the eighteenth day of March, in the year of Our Lord one thousand eight hundred and fifty-eight.

13. And it is hereby further determined, declared and agreed, that the head quarters and work shops of the said amalgamated Company shall be permanently located at some point on the Detroit River at or near Windsor, in the County of Essex, said work shops being for the manufactory of passenger and other cars and of all rolling stock for said Company.

In witness whereof, the said the Woodstock and Lake Erie Railway and Harbour Company and the Amherstburgh and St. Thomas Railway Company, have caused their respective Corporate Seals to be affixed hereto, the day and year first above written.

Signed, sealed and delivered in the presence of }

Benj. VanNorman,
Francis R. Ball.

Signed JOHN SMITH, Vice Predt.,
W. & L. E. Rail. & Harb. Com.

Signed W. LYNN SMART, Secry.
W. & L. E. Rail. & Harb. Com.



Signed JOHN MERCER, Predt.,
Amhst. and St. Thos. R. Com.

Signed C. F. ELIOT, Secry.,
Amhst. and St. Thos. R. Com.



Ordered, That the Chairman do report the said Bill, as amended, to the House this day.

(*Eighth Report.*)

The Committee took into consideration Bill (No. 136) to empower James Pearson to construct a Rail or Tramway to connect a stone quarry with the Grand Trunk Railway at Georgetown.

The *Preamble* was read and adopted.

The *first* clause was read and adopted.

The *second* clause being read was amended as follows :

Page 1, line 29, after " Railway" insert " and the several Acts amending the " same."

Page 1, line 31, strike out " it" and insert " they."

Page 1, line 34, after " clauses consolidation Act" insert " and the said several Acts amending the same."

The said clause as amended was adopted.

The *third* clause being read, it was amended by filling up the first blank with " two years," and the second blank with " five years."

The said clause as amended was adopted.

The *fourth* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Eighth Report.*)

Adjourned to the call of the chair.

Wednesday, 30th June, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,

MR. BELLINGHAM,

MR. BUCHANAN,

MR. BUREAU,

MR. CONNOR,

MR. DORION,

MR. FERRES,

MR. FOLEY,

HON. MR. ATTY. GENL. MACDONALD,

MR. D. A. MACDONALD,

MR. SIMARD.

The Committee took into consideration Bill (No. 158) to enable the Cobourg and Peterborough Railway Company to issue preferential Bonds, and for other purposes.

The *Preamble* being read,

The Committee deliberated.

Ordered, That the further consideration of the said Bill be postponed until to-morrow, and that it stand first on the order of the day.

Adjourned until to-morrow, at 11 o'clock, A.M.

Thursday, 1st July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BELLINGHAM,
MR. BUREAU,
MR. BURTON,
MR. CONNOR,
MR. DORION,
MR. FERRES,
MR. FOLEY,
MR. D. A. . MACDONALD.
Hon. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. W. F. POWELL,
MR. SIMARD,
Hon. MR. TERRILL.

The Committee further considered Bill (No. 158) to enable the Cobourg and Peterborough Railway Company to issue preferential Bonds, and for other purposes. *Reprinted as proposed to be amended by the Railway Committee.*

The *Preamble* was read and adopted.

The *first* clause was read and adopted.

The *second* clause being read was amended as follows :

Page 1, line 28, add to the clause " Provided always, that it shall not be lawful for the Directors of the said Company to issue the Bonds authorized by this Act until the consent of all the Bondholders of the Mortgage Bonds of the said Company legally outstanding at the time of the passing of this Act, shall be obtained thereto."

The said clause as amended was adopted:

The *third* clause being read was amended as follows :

Page 1, line 29, strike out "relieving" and insert "enabling."

Page 1, line 29, expunge "and of enabling them to carry on the extension
" of their Railroad towards Lake Chemong, and."

Page 1, line 32, strike out "to the extent of" and insert "not exceeding the
" amount of."

The said clause as amended was adopted.

The *fourth* clause being read was amended as follows :

Page 1, line 36, expunge "or £62,500."

The said clause as amended was adopted.

The *fifth* clause being read was amended as follows :

Page 2, line 10, expunge "or £62,500."

Page 2, line 11, strike out "charge upon" and insert "shall apply."

Page 2, line 12, strike out "firstly, all interests due upon the bonds or mortgages of the said Company legally outstanding at the passing of this Act ;
" secondly, all floating debts of the said Company, including mortgages upon the
" real or personal property of the Company, due and unpaid ; and thirdly, all
" monies required to extend the said Railway towards Lake Chemong, to such
" point or points as the Directors may from time to time consider advisable, and to
" comply with the purposes in the second section mentioned" and insert "in
" accordance with the purposes in the section mentioned, and for the payment of
" any monies already actually *bona fide* expended in the construction of the permanent way across Rice Lake."

The said clause as amended was adopted.

The *sixth* clause being read was amended as follows :

Page 2, line 21, expunge "or £ 62,500."

The said clause as amended was adopted.

The *seventh* clause was read and adopted.

The *eighth* clause being read was amended as follows :

Page 2, line 37, expunge "of £135,000."

The said clause as amended was adopted.

The *ninth* clause being read was amended as follows :

Page 2, line 47, strike out "sureties" and insert "Directors."

The said clause as amended was adopted.

The *tenth* and *eleventh* clauses were severally read and adopted.

The *twelfth* clause being read was amended as follows :

Page 3, line 28, after "road" insert "with all the corporate rights and privileges thereof still belonging."

Page 3, line 30, strike out "by" and insert "the proceeds of."

Page 3, line 31, after "sale" insert "shall be applied firstly to the payment of."

Page 3, line 32, after "and" insert "other."

Page 3, line 33, after "Company" strike out "shall be paid or fully secured for the payment of the interest and principal unpaid upon such bonds, mortgages, or other incumbrances," and insert "in the order of their priority, and upon any sale under this Act such purchaser or purchasers shall have all the corporate rights, privileges, and powers conferred by any Act of the Legislature upon the said Company."

The said clause as amended was adopted.

The *thirteenth* clause being read was amended as follows :

Page 3, line 36, after "Directors," expunge "shall and."

The said clause as amended was adopted.

The *fourteenth* and *fifteenth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Ninth Report.*)

Adjourned until to-morrow, at 11 o'clock, A.M.

Friday, 2nd July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,

MR. BELLINGHAM,

MR. BUREAU,

MR. FERRIS,

HON. MR. LEMIEUX,

MR. D. A. MACDONALD.

HON. MR. J. S. MACDONALD,

MR. SIMARD,

MR. TURCOTTE.

The Committee took into consideration Bill (No. 186) to incorporate the North-west Transportation and Land Company.

The *Preamble* being read,

The Committee deliberated, and adjourned until Tuesday next, at 11 o'clock, A.M.

Tuesday, 6th July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BUREAU,
HON. MR. J. S. MACDONALD,
MR. W. F. POWELL,
HON. MR. TERRILL,
MR. TURCOTTE.

At a quarter past twelve o'clock, noon, the Clerk adjourned the Committee for want of a quorum, until to-morrow, at 11 o'clock, A.M.

Wednesday, 7th July, 1858.

COMMITTEE MET.

PRESENT :

HON. MR. HARWOOD,
HON. MR. J. S. MACDONALD,
MR. MACLEOD,
MR. McMICKEN.

At twelve o'clock, noon, the Clerk adjourned the Committee by order of the Chairman, until Tuesday next, at 11 o'clock, A.M.

Tuesday, 13th July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BELLINGHAM,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
HON. MR. CAUCHON,
MR. CHRISTIE,

Hon. Mr. LEMIEUX,
Hon. Mr. J. S. MACDONALD,
Mr. MACLEOD,
Mr. McMICKEN,
Mr. W. F. POWELL,
Mr. SIMARD,
Hon. Mr. TERRILL,
Mr. TURCOTTE.

The Committee again took into consideration Bill (No. 186) to incorporate the North-West Transportation and Land Company.

The *Preamble* being again read,

The Committee deliberated, and adjourned until to-morrow, at 11 o'clock, A.M.

Wednesday, 14th July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

Mr. BABY,
Mr. BELLINGHAM,
Mr. BUCHANAN,
Mr. DORION,
Mr. FERRES,
Hon. Mr. HARWOOD,
Hon. Mr. LEMIEUX,
Hon. Mr. ATTY. GENL. MACDONALD,
Mr. D. A. MACDONALD,
Hon. Mr. J. S. MACDONALD,
Mr. MACLEOD,
Mr. McMICKEN,
Mr. SIMARD,
Mr. TURCOTTE.

The Committee again took into consideration Bill (No. 186) to incorporate the North-West Transportation and Land Company.

The *Preamble* being again read was amended as follows :

Page 1, line 5, strike out "open and construct" and insert "establish."

Page 1, line 6, expunge “whereby those regions of country may be brought within the circle of our commercial interests, and thus greatly contribute to develope and make available great resources of Provincial wealth : And whereas the construction of such communications would not only open out for emigration and population an extensive and fertile country, at present a wilderness, making it easy of access, and bringing into market lands now deemed too remote from civilization, but it will ultimately afford a vast new channel for the commerce of Europe and Asia, thereby creating new influences and new interests between Canada and the British Empire.”

The said *Preamble* as amended was adopted.

The *first* clause being read was amended as follows :

Page 1, line 22, after “Transportation” expunge “and Land.”

Page 1, line 31, after “Transportation” expunge “and Land.”

Page 1, line 32, after “any” strike out “estate, real, personal or mixed, to and for the said Company” and insert “any personal estate or property whatever, and such real estate as may be necessary for their use and occupation, and for carrying into effect the powers hereby vested in them.”

The said clause as amended was adopted.

Ordered, That the following clause A be added to the Bill, and that it do follow the first clause.

(*Clause A.*)

“It shall be lawful for the Governor in Council, upon the report of the Commissioner of Crown Lands, to authorize the said Company to enter upon any ungranted lands of the Crown, and to make and establish facilities for the purposes of transportation, traffic and trade ; and for such purposes, to build roads, tramways, railways or canals between navigable waters, and to improve or render navigable, water courses or channels of water communication, from any place or places on the Shores of Lake Superior, to any point in the interior, or between any navigable waters within the limits of Canada, and to build wharves, erect warehouses, stores and other buildings, or any other works wherever the same may be deemed expedient, and to sell or grant to the said Company the lands necessary for these purposes ; Provided always, that the Company shall first lay before the Commissioner of Crown Lands detailed plans of any works so contemplated, to be submitted by the said Commissioner, with his report, for the information and approval of the Governor in Council, and shall not deviate from the said plans without being thereunto authorized by the Governor in Council.”

The *second* clause [Powers of Company to make roads, railways, tramways, canals, render navigable water courses or channels of water communications to be

made from one or more points on the shore of Lake Superior to some point in the interior, to build wharves, warehouses, &c], being read,

Ordered, That the said clause be expunged.

The *third* clause being read was amended as follows :

Page 2, line 37, after "Company" expunge "And after any land or ground, "water-course, water-courses, or channels for water communication shall be set out and ascertained to be necessary for the purposes of opening a communication "or communications as hereinafter mentioned, the Directors of said Company shall "have full power and authority to take, appropriate, have and hold, to and for the "use of the said Company and their successors, all such land, ground, water- "course, or water-courses, or channels for water communication as aforesaid."

The said clause as amended was adopted.

The *fourth* clause being read was amended as follows :

Page 3, line 4, after "Corporation" expunge "Provided always, that the said "capital stock may be further increased, as hereinafter provided, for Railway pur- "poses."

The said clause as amended was adopted.

Ordered, That the following clause B be added to the Bill, and that it do follow the fourth clause.

(*Clause B.*)

"It shall not be lawful for the said Company to proceed with their operations "under this Act, until fifty thousand pounds of the capital stock shall have been "subscribed, and ten per centum shall have been paid thereon."

The *fifth* and *sixth* clauses were severally read and adopted.

The *seventh* clause being read was amended as follows :

Page 4, line 20, expunge "and the principal place of business of the Corpora- "tion shall be in the City of Toronto."

Page 4, line 28, add to the clause "and at all such general meetings the "shareholders of the said company may vote by proxy, every such proxy being "appointed by an instrument in writing under the hand of the shareholder "appointing him."

The said clause as amended was adopted.

The *eighth* clause being read was amended as follows :

Page 4, line 33, fill up the blank with "Adam Wilson, Charles Ross, J. C. "Chapais, George H. Simard, and John MacLeod."

The said clause as amended was adopted.

The *ninth* and *tenth* clauses were severally read and adopted.

The *eleventh* clause being read was amended as follows :

Page 5, line 6, strike out " roads, tramways, railways, canals or other works " and" and insert " any works or."

Page 5, line 8, after " lands" insert " of the Crown."

Page 5, line 9, after " lands" strike out " appropriated for roads, tramways, " railways, canals or water communications as aforesaid" and insert " acquired by " the Company as hereinbefore provided."

The said clause as amended was adopted.

The *twelfth* clause [Directors may treat with Indian timber. Obtain a surrender to the Crown. Lands to be patented to Company, for prices agreed upon with Indians.] being read,

Ordered, That the said clause be expunged.

The *thirteenth* clause [Company to build 100 miles of Railway within five years from passing of Act.] being read,

Ordered, That the said clause be expunged.

The *fourteenth* clause being read was amended as follows :

Page 5, line 42, strike out " and with the concurrence of the Government, " provided such tolls or charges exceed the rate of twelve and a half per cent. of " profit upon the cost of construction thereof; And provided nevertheless, that " should the Company fail to complete the one hundred miles of railroad as afore- " said, the Government may take possession of all roads, railways, canals, bridges, " and works so constructed by the Company," and insert " with the approval of the " Governor in Council; And provided further, that the Government, if deemed " expedient for public purposes, may take possession of all the works so constructed " by the Company, excepting wharves or storehouses."

Page 5, line 49, fill up the blank with " six."

The said clause as amended was adopted.

The *fifteenth* clause [Lands appropriated for Railroad. Directors may pledge interests on land.] being read,

Ordered, That the said clause be expunged.

The *sixteenth* clause [Recital. Provision in case lands adjoining the works are valueless,] being read,

Ordered, That the said clause be expunged.

The *seventeenth* and *eighteenth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(Tenth Report.)

The Committee proceeded to the consideration of the Bill (No. 180) to incorporate the River St. Clair and Two Creeks Ship Canal Company.

The *Preamble* was read and adopted.

The *first, second, third, fourth, fifth, sixth* and *seventh* clauses were severally read and adopted.

The *eighth* clause being read was amended as follows :

Page 5, line 36, add to the clause "Provided further, that if the canal hereby authorized to be constructed crosses any Railway now built or authorized to be built, the said Company shall build such bridge permanent or otherwise, and shall construct such works for carrying the Railway over the said Canal as the Governor in Council shall direct."

The said clause as amended was adopted.

The *ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh* and *thirty-eighth* clauses were severally read and adopted.

The *thirty-ninth* clause being read was amended as follows :

Page 13, line 47, strike out "the subscribed and paid up capital of" and insert "two thirds of the capital authorized to be raised by."

The said clause as amended was adopted.

The *fortieth, forty-first, forty-second, forty-third, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, forty-ninth, fiftieth, fifty-first, fifty-second, fifty-third, fifty-fourth, fifty-fifth, fifty-sixth, fifty-seventh* and *fifty-eighth* (and last) clauses were severally read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(Tenth Report.)

Adjourned to the call of the Chair.

Tuesday, 27th July, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BABY,
MR. BELLINGHAM,
MR. BUCHANAN,
MR. BUREAU,
MR. BURTON,
MR. DALY,
MR. DORION,
MR. FERRES,
MR. FOLEY,
HON. MR. HARWOOD,
HON. MR. J. S. MACDONALD.
MR. MACLEOD,
MR. McMICKEN,
MR. SIMARD,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 208) to enable Municipalities holding stock in the London and Port Stanley Railway Company to have increased representation in the direction of the said Company.

The Petition from the City of London applying for the Bill was read.

John *Carling*, Esq., M. P. P., appeared and addressed the Committee in favor of the application.

George *Macbeth*, Esq., M. P. P., a Director in the said Company, appeared and addressed the Committee against the application.

The *Preamble* was read and adopted.

The *first, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh and twelfth* clauses were severally read and adopted.

Ordered, That the following clause A be added to the Bill, and that it do follow the twelfth clause.

(*Clause A.*)

“ Provided always, that inasmuch as the present Directors have incurred personal liabilities for the said Company for money borrowed for its use and other wise, therefore the foregoing provisions shall have no effect unless and until the present Directors shall have been relieved from all personal liability whatever contracted by them as aforesaid.”

The *thirteenth* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House.

(*Eleventh Report.*)

Adjourned to the call of the Chair.

Tuesday, 10th August, 1858.

COMMITTEE MET.

PRESENT :

THE HON. ATTY. GENL. GEORGE E. CARTIER, CHAIRMAN.

MR. BELLINGHAM,
MR. BUREAU,
MR. BURTON,
MR. FERRES,
HON. MR. HARWOOD,
HON. MR. ATTY. GENL. MACDONALD,
MR. MACLEOD,
MR. McMICKEN,
MR. MORRISON,
MR. W. F. POWELL,
HON. MR. TERRILL,
MR. TURCOTTE.

The Committee took into consideration Bill (No. 232) to amend the Acts relating to the Ontario, Simcoe and Huron Railway, and to grant further facilities to the said Company.

The *Preamble* was read and adopted.

The *first* clause was read and adopted.

The *second* clause being read was amended as follows :

Page 1, line 19, strike out "the duty of the present Directors of the Company to call in forthwith all the" and insert "lawful for the Company to call in any."

Page 1, line 21, expunge "amounting to three hundred and twelve thousand pounds Provincial currency."

Page 1, line 29, after "the" expunge "said."

The said clause as amended was adopted.

The *third* clause being read was amended as follows :

Page 1, line 34, strike out " Railroad" and insert " Railway."

Page 1, line 37, expunge " consolidated."

The said clause as amended was adopted.

The *fourth* clause being read was amended as follows :

Page 2, line 4, expunge " consolidated."

The said clause as amended was adopted.

The *fifth* clause being read was amended as follows :

Page 2, line 9, after " holders of" strike out " such consolidated bonds" and insert " all new Bonds to be issued under the second section of this Act, and of all " Bonds issued by the Company after the passing of this Act, whether preferred or " otherwise."

The said clause as amended was adopted.

The *sixth* clause being read was amended as follows :

Page 2, line 29, expunge " consolidated."

The said clause as amended was adopted.

The *seventh* clause being read was amended as follows :

Page 2, line 39, expunge " consolidated."

Page 3, line 5, expunge " consolidated."

The said clause as amended was adopted.

The *eighth* clause [application of proceeds of preferential Bonds] being read,

Ordered, That the said clause be expunged.

The *ninth* clause being read was amended as follows .

Page 3, line 20, strike out " ten years" and insert " fifteen years."

The said clause as amended was adopted.

The *tenth* clause [Province to forego its claim for a certain time on certain conditions. Prior charges: Current expenses. Interest except to the Province. Dividend of six per cent., and then interest to the Province : &c.] being read,

Ordered That the said clause be expunged.

The *eleventh* (and last) clause was read and adopted.

Ordered, That the Chairman do report the said Bill as amended to the House this day.

(*Twelfth Report.*)

Adjourned to the call of the Chair.



T O R O N T O :

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